

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION (CAF) NO.3760/2018

IN
FIRST APPEAL ST. NO.7683/2018

Vidarbha Irrigation Development Corporation, Bembla Canal Division,
Yavatmal, Tah. and District Yavatmal and another

...Versus...

Madhav Rama Borkar (Dead), through L.Rs. Prabhakar Madhav Borkar
and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mrs. A.A. Joshi, Counsel for applicants
Shri M.A. Kadu, AGP for respondent nos.3 and 4

CORAM : ARUN D. UPADHYE, J.

DATE : 18/04/2019

Heard.

Perused the application. Leave to file the first
appeal is granted.

The civil application is allowed and disposed of.
No order as to costs.

CIVIL APPLICATION (CAF) NO.08/2019

Heard.

Perused the application. There is a delay of 417
days caused in filing the first appeal.

For the reasons stated in the application, the delay
caused in filing the first appeal is condoned. The civil

application is allowed and disposed of accordingly. No order as to costs.

FIRST APPEAL ST. NO.7683/2018

Heard.

ADMIT.

Call for record and proceedings.

Learned Assistant Government Pleader Shri M.A. Kadu waives service of notice for the respondent nos.3 and 4.

CIVIL APPLICATION (CAF) NO.09/2019

The learned Counsel for the applicants has submitted that already principal amount of compensation is deposited before the reference Court and the balance amount would be deposited within twelve weeks.

In view of the statement made on behalf of the applicants, permission to deposit the balance amount within twelve weeks is granted.

The impugned judgment and award dated 9/8/2016 passed by the 3rd Joint Civil Judge, Senior Division, Yavatmal in Land Acquisition Case No.635/2012 is hereby stayed, until further orders.

JUDGE