

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

CIVIL APPLICATION (CAF) NO. 1602/2019

IN

FIRST APPEAL STAMP NO. 6553/2018

Executive Engineer, Bembla Project Division, Yavatmal.

...Versus...

Raju Devrao Shivankar and others.

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

Court's or Judge's orders

Shri M.A. Kadu, learned counsel for the appellant.
Ms. V.S. Mohod, learned counsel for the respondent No.1.
Ms H.N. Jaipurkar, AGP for the respondent No.2 and 3.

CORAM : ARUN D. UPADHYE, J.

DATE : 15/04/2019.

Heard learned counsel for the respondent No. 1.

Perused the application. It appears that part amount of compensation is deposited before the Reference Court and part amount deposited in this Court. At the most, respondent No.1 is permitted to withdraw the amount deposited by the appellant in this Court on furnishing usual undertaking.

Hence, I pass the following order:-

ORDER

- i] Civil application is partly allowed.
- ii] The respondent No.1 is permitted to withdraw the

amount of Rs.1,98,289/- with accrued interest deposited in this Court on filing usual undertaking to the effect that he will refund the amount, in case appeal is allowed.

JUDGE