

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

Civil Application (CAF) No. 4312/2019 In First Appeal (St) No. 478/2018

The Executive Engineer, Purna

-VERSUS-

Babarao S/o Marotirao Badukale & ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

Shri P.B. Patil, Advocate for appellant
Ms. M. Barabde, AGP for respondent Nos. 2 and 3.

CORAM : VINAY JOSHI, J.

DATE : DECEMBER 16, 2019.

Heard.

2. The respondent No. 1 is seeking withdrawal of compensation amount. The appellant opposed for withdrawal of compensation amount by submitting that the Reference Court has awarded rate double than granted by S.L.O. The learned counsel for respondent No. 1 submitted that in similar matter arising out of same notification, this Court has allowed 100% withdrawal in civil application No. 4004/2018 in First Appeal No. 907/2018. Considering the said

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aspect, respondent No. 1 is permitted to withdraw 50% amount by furnishing usual undertaking and remaining 50% amount upon furnishing solvent surety to the satisfaction of the Registrar (Judicial).

3. Civil application stands disposed of.

Civil Application (F) No. 3090/2018

4. Since Civil No. 4312/2019 is decided, this civil application has not been pressed and disposed of accordingly.

JUDGE

Gohane.