

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

CIVIL APPLICATION (CAF) NO.4004/2018
IN
FIRST APPEAL NO.907/2018

The Executive Engineer, Purna Medium Project Division, Achalpur, Dist.
Amravati
...Versus...
Ganeshrao Gangaramji Tembhare, deceased, through his Legal
Heirs/Representatives – Panchfulabai Ganeshrao Tembhare 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. Anjali Joshi, Counsel for appellant
Shri S.S. Shingane, Counsel for respondent nos.1 to 7/applicants
Mrs. Geeta Tiwari, AGP for respondent nos.8 and 9

CORAM : ARUN D. UPADHYE, J.
DATE : 23/01/2019

Heard.

Perused the application filed by the applicants/respondent nos.1 to 7 for withdrawal of amount.

Considering the submissions of both sides and after going through the contents of the application, I am of the view that the applicant nos.1 to 7 could be permitted to withdraw 50% amount deposited in this Court upon furnishing usual undertaking and remaining 50% amount upon furnishing solvent surety to the satisfaction of the Registration (Judicial), within six weeks. Hence, I proceed to pass the following order.

ORDER

(i) The civil application is allowed.

(ii) The applicants/respondent nos.1 to 7 are allowed to withdraw 50% of the amount deposited in this Court upon furnishing usual undertaking and remaining 50% amount upon furnishing solvent surety to the satisfaction of the Registration (Judicial), within six weeks from the date of this order.

No order as to costs.

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Private paper-book be filed within six months.

JUDGE

Wadkar, P.S.