

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

Civil Application(CAF) No. 4251/2019

IN

First Appeal(St) No. 26274/2018

(Vidarbha Irrigation Development Corporation thr. Executive Engineer Vs.
Bhaurao Narayan Tayade & Others)

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

Court's or Judge's orders.

Mrs. U. A. Patil, Advocate for the Appellant

CORAM : PUSHPA V. GANEDIWALA, J.

DATE : 17th JANUARY, 2020.

Heard.

It is submitted that the applicant Vidarbha Irrigation Development Corporation (VIDC) proposes to challenge the judgment and decree dated 13.01.2017 passed by Civil Judge (Senior Division), Link Court, Mangrulpur in L.A.C. No.268/2013. It is further submitted that the applicant was not made a party in the said reference proceeding. Learned counsel seeks leave to challenge the aforesaid judgment and decree. Learned A.G.P submits to pass an appropriate order.

The applicant – V.I.D.C.- the acquiring body, being the aggrieved person is permitted in law to prefer an appeal. In this view of the matter, the application is allowed and stands disposed off.

**CIVIL APPLICATION NO. 26277/2018 IN FIRST
APPEAL ST.NO. 26274/2018**

Heard.

Issue notice to respondents, returnable on
14.02.2020.

Shri A.M.Joshi, learned A.G.P. waives
notice for respondent no.2.

**CIVIL APPLICATION NO. 26278/2018 IN FIRST
APPEAL ST.NO. 26274/2018**

Heard.

Issue notice to respondents, returnable on
14.02.2020.

Shri A.M.Joshi, learned A.G.P. waives
notice for respondent no.2.

In the meantime, the execution of the
judgment and order dated 13.01.2017 passed by the
Civil Judge, Senior Division, Link Court, Mangrulpir
in L.A.C. No. 268/2013 shall stand stayed subject to
deposit the balance of decretal amount alongwith all
statutory benefits and interest within a period of 12
weeks.

JUDGE