

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

CIVIL APPLICATION (CAF) NO. 102 OF 2021
IN
FIRST APPEAL NO. 1074 OF 2018

VI.D.C. through the Executive Engineer, Lower Pus Project Division, Yavatmal,
Tq. & Dist. Yavatmal

Vs.

Abdul Mannan Shah Mohammad and others

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

None for the appellant
Shri Irfan M. Ghongade, Advocate for respondent No.1
Ms S.S. Jachak, A.G.P for respondent Nos.2 & 3

CORAM : A.S.CHANDURKAR AND N.B. SURYAWANSHI, JJ.
DATED : JANUARY 20, 2021.

This application is filed by the respondent No.1/original claimant seeking withdrawal of the accrued interest on the amount of compensation deposited by the appellant.

The learned counsel for the respondent No.1 contends that the respondent was permitted to withdraw 75% amount on furnishing usual undertaking and 25% of amount by furnishing surety to the satisfaction to the Registrar (Judicial). He has withdrawn the amount. However the accrued interest on the said amount is not withdrawn yet. He therefore prays for permission to withdraw the said accrued interest.

For the reasons stated in the application, the application is allowed. The respondent No.1 is

permitted to withdraw the accrued interest on
furnishing undertaking that in case the first appeal is
allowed, he shall refund the said amount along with
interest.

The civil application is disposed of.

JUDGE

JUDGE

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