

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

Civil Application (CAF) No.433 of 2021
in
First Appeal No.164 of 2021

V.I.D.C., through Executive Engineer, Medium Project, Nagpur
vs.

Narayan Hiraji Deshmukh & others

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

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Court's or Judge's Orders

Shri C.R. Najbile, Advocate for the Applicant/Respondent No.1.
 Shri A.M. Kukday, Advocate for the Appellant.
 Ms. T.H. Udeshi, A.G.P. for Respondent Nos.2 & 3.

CORAM : SMT. ANUJA PRABHUDESSAI, J.
DATE : 23rd FEBRUARY, 2021.

The applicant herein has sought withdrawal of the compensation deposited by the appellant-acquiring body as per the judgment and award, dated 16/09/2016 in L.A.C. No.69/2001.

Having considered the reasons given by the Reference Court and the grounds raised in the appeal-memo, the applicant is permitted to withdraw 75% of compensation subject to furnishing an usual undertaking that the amount will be refunded with interest, in the event, the appellant succeeds in the appeal.

The application stands disposed of.

First Appeal No.164/2021:

Heard.

Admit.

Call for records and proceedings.

Shri C.R. Najbile, learned Counsel waives service of notice for respondent No.1 and Ms. T.H. Udeshi, learned A.G.P. waives for respondent Nos.2 & 3.

Paper-book to be filed within a period of six months.

JUDGE

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