

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

CIVIL APPLICATION (CAF) NO. 1745 OF 2021 IN FIRST APPEAL NO. 385
OF 2021

Vidarbha Irrigation Development Corporation and Another Vs. Sau. Vaishali
Gajananrao Tapare and others

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

Court's or Judge's orders.

Shri M.A. Kadu, Advocate for the appellants
Mr. S.S. Shingane, Advocate for the respondent No.1
Ms. H.N. Jaipurkar, AGP for respondents no.2 and 3

CORAM : PUSHPA V. GANEDIWALA, J.
DATE : 3rd SEPTEMBER, 2021.

By way of this application, the applicant – respondent No.1 is seeking permission to withdraw the decretal amount, which has been deposited by the appellants with the Registry of this Court. It is stated that the appellants have deposited Rs.67,32,992/- vide CCDDR No. 28722 dated 26/08/2021 with the Registry of this Court.

2. The learned counsel for the respondent No.1 submits that the husband of the respondent No.1 had entered into an agreement to purchase a property i.e. one agricultural land for consideration of Rs.1,39,50,000/-. Out of the said amount, the balance amount, which he has to pay is Rs.93,00,000/-.

3. Considering this fact, the applicant / respondent No.1 is permitted to withdraw 50% of the decretal amount with accrued interest thereon, subject to furnishing usual undertaking to the satisfaction of the Registrar (Judicial).

4. Application stands disposed of.

JUDGE

MP Deshpande