

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

Civil Application (CAF) No.151/2020
IN
First Appeal Stamp No.12277/2019

VI.D.C. through its Executive Engineer, Lower Wardha Project Division, Wardha & Anr. **Vs.** Nilesh Shrikrushna Zade & Ors.

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

Shri Vinay Dahat, Advocate h/f Shri J.B. Kasat, Advocate for the Applicants/Appellants.
Shri M.A. Kadu, AGP for Respondent Nos.3 and 4.

CORAM : S.M. MODAK, J.
DATE : 16th JUNE, 2021.

Hearing was conducted through Video Conferencing and the learned Counsel agreed that the audio and visual quality was proper.

Though, VI.D.C. was not a party before the Reference Court, only Executive Engineer was a party. Hence, leave to prefer an appeal is granted to VI.D.C. along with the Executive Engineer.

The civil application is disposed of.

Civil Application (CAF) Stamp No.12280/2019

Issue notice to the respondents, returnable after six weeks.

Learned AGP Shri M.A. Kadu waives service for respondent Nos.3 and 4.

Civil Application (CAF) Stamp No.12281/2019

Stay is granted to the execution of the impugned judgment and decree, subject to deposit the entire decretal amount

before this Court within a period of ten weeks.

The civil application is disposed of.

The claimants are at liberty to apply for withdrawal and it will be considered on merits.

JUDGE

vijay