

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO.12685 OF 2022 IN
FIRST APPEAL NO. 1464 OF 2009**

Gulab s/o Tanaji Pawar

Applicant

Versus

Shabari Adiwasi Finance and
Development Corporation Ltd.

Respondent

Mr. Y. B. Bolkar, advocate holding for Mr. J. R. Shah, advocate for
the Applicant

Mr. P. H. Patil, advocate for the Respondent.

CORAM : SANDIPKUMAR C. MORE J.

DATE : 08th September, 2022.

PC :

By this application, the applicant has prayed for either
transfer amount of Rs.35,000/- or to withdraw the same on
furnishing solvent surety.

Admittedly, this Court, vide order dated 09.08.2011,
has already permitted the applicant to withdraw the aforesaid
amount on furnishing solvent security to the satisfaction of the
Registrar (J) of this Court. However, in the meantime, the appeal
has been transferred to the District Court, Nandurbar, on account
of enhanced monetary jurisdiction.

As such, in view of the earlier order, the present

application is allowed only in terms of prayer clause “B” and the amount of Rs.35,000/- lying with this Court, be transferred to the District Court, Nandurbar, along with the accrued interest thereon till date. It is made clear that the applicant will be at liberty to file separate application for withdrawal of amount before the concerned District Judge, Nandurbar, in whose Court the present appeal is lying.

Civil Application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb