

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO. 3533 OF 2022
IN
FIRST APPEAL NO. 615 OF 2022**

Sulochana Ramchandra Jadhav (since
deceased through legal heirs) :
Rajesh Ramchandra Jadhav and ors. Applicants

In the matter between :-

The State of Maharashtra and anr. Appellants
v/s.

Sulochana Ramchandra Jadhav (since
deceased through legal heirs) :
Rajesh Ramchandra Jadhav and ors. Respondents

Mr. Sachin Gite for the Applicants.
Mr. N.B. Patil, AGP for the Appellant – State.

CORAM: SMT. ANUJA PRABHUDESSAI, J.

DATED : 01st JULY, 2022.

P. C. :-

. By this Application, the Applicants have sought withdrawal of the compensation deposited by the Appellant – State as per the impugned judgment and award dated 14/11/2018 passed by the learned Civil Judge, Senior Division, Nashik in Land Reference Nos.253/2010.

2. In view of the reasons stated in the Application and the grounds raised in the Appeal memo, 50% of compensation along with

proportionate interest accrued thereon is ordered to be paid to the Applicants.

3. The Applicants shall file an undertaking before the Claims Tribunal, Nashik that they shall refund the amount with interest in the event the Appellant – State succeeds in the Appeal. The Tribunal to re-invest the balance amount of compensation in FDR in any nationalized bank until further orders.

4. Interim Application stands disposed of.

PREETI
H JAYANI

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(SMT. ANUJA PRABHUDESSAI, J.)