

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

CIVIL APPLICATION (CAF) NO. 1013/2022

IN

FIRST APPEAL (FA) NO. 363/2020

VIDARBHA IRRIGATION DEVELOPMENT CORPORATION AND ANR.

..VS..

EKNATH VITHALRAO WATANE (SINCE DEAD) THR. LRS. AND OTHERS

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri V.V. Dahat, Advocate for appellants

Mrs. Najbile h/f. Shri A.B. Nakshane, Advocates for respondent nos. 1A to 1C

Shri I.G. Damale, AGP for respondent nos. 2 and 3

CORAM : NITIN W. SAMBRE, J.

DATED : 29/08/2022

The appeal is already admitted. As the appellants have deposited enhanced amount of compensation on 04.03.2021, this Court has granted *interim* relief.

As such, the prayer is made by the learned Counsel for the respondent nos. 1A to 1C for withdrawal of the amount.

Considering the nature of claim, reasons furnished by the Reference Court, it will be appropriate to permit the applicant(s) for withdrawal of 75% of the amount with proportionate accrued interest upon furnishing an usual undertaking that in case, the Appeal is allowed, the amount shall be redeposited as shall be directed.

The civil application stands disposed of.

FIRST APPEAL (FA) NO. 363/2020

Heard.

Admit.

Learned Counsel Mrs. Najbale holding for learned Counsel Shri A.B. Nakshane waives service of notice for respondent nos. 1A to 1C and Shri I.G. Damale, learned Assistant Government Pleader waives service of notice for respondent nos. 2 and 3.

Paper book be placed on record within a period of six months from today. If the paper book is not filed within a stipulated time, the appeal stands dismissed without further reference to this Court.

(NITIN W. SAMBRE, J.)

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