

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

CIVIL APPLICATION [CAF] NO.1762 OF 2021

IN

FIRST APPEAL NO.359 OF 2021

[Amit Gajanan Deshmukh .vs. State of Maharashtra 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 D.R. Khapre, Advocate for applicant-appellant,
Shri M.A. Kadu, Advocate for respondent nos.3 and 4.
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CORAM : SMT. M.S. JAWALKAR, J.

DATE : 08/09/2022.

Present application is filed by the appellant for direction to respondent nos.3 and 4 to deposit enhanced amount of compensation.

2. Learned counsel for the appellant in First Appeal No.390/2022 is going to file pursis by which it is informed that the amount is already deposited on 01.09.2022 before the Reference Court.

3. In view of this submission, nothing survives in this application and no directions are required to be issued to respondent nos.3 and 4.

4. The appellant is permitted to withdraw 75% of amount deposited before the Reference Court. Out of which, 50% of amount shall be withdrawn on

furnishing usual undertaking and 25% of amount on furnishing solvent surety to the satisfaction of Authority within four weeks as to effect that if appellant succeeds in the matter, he will refund the amount as per final order which will be passed in pending first appeal.

5. The Registry of Presiding Officer, Land Acquisition Rehabilitation and Resettlement Tribunal/Authority, Nagpur is hereby directed to disburse the amount in favour of the appellant herein.

Application is disposed of.

FIRST APPEAL NO.359 OF 2021

Heard.

Admit

List the matter as per its turn.

[Smt. M.S. Jawalkar, J.]

Gulande