

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

CIVIL APPLICATION (CAF) NO.2122/2021

IN

FIRST APPEAL ST. NO.6546/2021

VI.D.C. through its Executive Engineer, Purna Medium Project, Achalpur
Division and another

Vs.

Bakulabai Ramdas Arankar and another

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

Court's or Judge's orders

Mrs Anjali A. Joshi, Advocate for appellants
Shri R.J. Shinde, Advocate for respondent Nos.1(a) to (c)
Shri S.A. Ashirgade, Addl. GP for respondent Nos.2 and 3.

CORAM : SMT. M.S. JAWALKAR, J.

DATE : 23/06/2022

This application is filed by the appellant for grant
of leave as the appellant was not party before S.L.A.O.

2. For the reasons stated, leave is granted to the
appellant to file appeal.

3. The application is disposed of.

CIVIL APPLICATION (CAF) NO.2186/2021

Present application is filed for condonation of
delay in filing appeal. There is delay of 475 days in
filing appeal. Other appeals are already admitted.

2. In view of this fact respondents have no objection to condone the delay. The delay caused in filing of appeal is hereby condoned.

3. The application is disposed of

4. Registry is directed to register the appeal.

FIRST APPEAL STAMP NO.6546/2021

Heard.

2. **Admit.**

CIVIL APPLICATION (CAF) NO.949/2022

Farad sheet shows that learned Counsel for the appellant has already deposited balance amount of award in this Court vide CCDR No. 29479 dated 29/04/2022. The Counsel filed Civil application (CAF) No. 949/22 for permission to deposit the cheque as the time limit has expired.

2. In view of this noting the amount of award is already deposited. Hence, there is no separate order required.

3. So far as stay is concerned ad-interim relief was granted vide order dated 10/12/2021 on the statement that balance amount will be deposited and now the

balance amount is deposited. Hence, interim order dated 10/12/2021 is confirmed.

4. Application is disposed of.

CIVIL APPLICATION (CAF) NO.1377/2022

Present application is filed for withdrawal of amount which is deposited by the appellant in this Court as well as before the Reference Court.

2. The respondents have no objection if 50% amount is allowed to be withdrawn on furnishing undertaking and 50% amount on furnishing solvent surety.

3. Accordingly, the applicants are permitted to withdraw 50% of amount of compensation so deposited on giving undertaking that if the appellants succeed in appeal the amount will be refunded as per final order and they will furnish solvent surety in respect of the remaining 50% amount.

4. The application is disposed of.

(SMT. M.S. JAWALKAR, J.)

Jayashree..

Signed By: JAYASHREE SHARAD
SHINGNE

Signing Date: 24.06.2022 18:51