

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

CIVIL APPLICATION [CAF] NO. 86/2022
IN FIRST APPEAL NO. 1011/2019.

VIDC.

-Versus -

Madhukar Shriram Fupare and another.

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

Court's or Judge's Order

Shri K.P Mahalle, Advocate for the Appellant.
Shri A. Darekar, Advocate for Respondent No.1.
A.G.P for Respondent No. 2.

CORAM : SMT. ANUJA PRABHUDESSAI, J.

DATE : JANUARY 13, 2022.

Heard.

2. By this application, the applicant/ respondent no.1 has sought withdrawal of compensation deposited by the acquiring body. The learned Counsel for the respondent no.1/original claimant states that in connected First Appeals arising out of the same notification, this Court has permitted withdrawal of entire amount.

3. In the circumstances, for reasons disclosed in the application, the applicant/respondent no.1 is permitted to

withdraw 50% amount of compensation upon furnishing an undertaking that if any adverse order is passed, the applicant/ respondent no.1 shall redeposit the same as shall be directed and remaining 50% amount of compensation is permitted to be withdrawn on furnishing solvent surety/security to that extent.

Civil Application is allowed and disposed of in the above terms.

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First Appeal No.1011/2019.

Learned Counsel for the appellant states that private paper books will be filed within a period of two months.

(SMT. ANUJA PRABHUDESSAI, J.)