

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

First Appeal No.3/2022

V.I.D.C., through Executive Engineer, Lower Wardha Canal Division, Wardha and another **Vs.**
Natthuji Zinguji Marghade (dead) through LR. Ramesh Natthuji Marghade and others

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

Court's or Judge's Orders

Shri J.B. Kasat, Advocate for appellants.
Shri A.S. Dhore, Advocate for respondent No.1.
Shri N.R.Patil, AGP for respondent Nos.2 and 3/State.

CORAM : SMT. ANUJA PRABHUDESSAI, J.
DATE : 6th JANUARY, 2022.

Heard.

ADMIT.

Call for the Record and Proceedings.

Paper-book be filed within six months.

Shri Dhore, learned counsel waives service of notice for respondent Nos.1-A to 1-B and Shri Patil, learned AGP waives service of notice for respondent Nos.2 and 3.

Civil Applicaiton No.2644 of 2021

By this application, the responded Nos.1-A to 1-B has sought withdrawal of compensation deposited by the appellant/acquiring body.

Having considered the reasons stated in the application, the applicants are permitted to withdraw 50 % of the compensation along with the proportionate interest accrued thereon. The withdrawal of the amount is subject to final outcome of the appeal and the respondent No.1-A to 1-B will file an undertaking that the amount with interest will be refunded in the

event the appellants succeed in the appeal.

The application **stands** disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)

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