

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

CIVIL APPLICATION [CAF] NO. 26/2020
IN FIRST APPEAL ST NO. 18816/2020.

VI.D.C. Wardha.

-Versus -

Balaji Gulab Chaudhari 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 H.D. Marathe, Advocate for the Applicant.
Shri C.R. Najbhile, Advocate for Non-applicant No.1.
Shri H.Dubey, A.G.P. for Non-applicant Nos.2 and 3.

CORAM : SMT. ANUJA PRABHUDESSAI, J.

DATE : JANUARY 13, 2022.

Heard.

2. By this application, the applicant has sought to condone the delay of 62 days in filing an appeal under Section 54 of the Land Acquisition Act, 1894.

3. Learned Counsel appearing for non-applicants have no objection to condone the delay. In view of the said statement and reasons stated in the application, delay is condoned. Civil Application stands disposed of. Office to register the appeal.

...

First Appeal St. No. 18816/2020.

Heard.

2. Admit. Call for R & P

Learned Counsel for Respondents
waive notice on merit.

3. Appellant to file private paper book
within a period of 6 months.

.....

Civil Application [CAF] No. 27/2020.

The learned Counsel for the applicant
/appellant states that entire amount as per the
award has been deposited.

2. In the light of said statement,
execution and implementation of the impugned
judgment and award dated 25.02.2019 passed by
the 3rd Joint Civil Judge, Senior Division, Wardha
in L.A.C. No.107/2015 is stayed during the
pendency of the appeal.

Civil Application stands disposed of.

...

Civil Application [CAF] No. 2562/2021.

By this application, the applicant/
respondent no.1 has sought withdrawal of 50% of

the amount of compensation deposited by the appellant – acquiring body.

2. Having gone through the judgment and for reasons stated in the application, the applicant/ respondent no.1 is permitted to withdraw 50% of the amount of compensation, subject to furnishing an undertaking that he will refund the said amount with interest, in the event the appellant succeeds in the appeal.

Civil Application stands disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)