

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

CIVIL APPLICATION NO. 2429/2022

IN

FIRST APPEAL NO. 1273 OF 2019

Rangrao Sopan Bondade __ Vs. __ State of Maharashtra and ors

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

Court's or Judge's orders

Mr.S.U.Nemade, Advocate for appellant
Mrs.M.H.Deshmukh, AGP for Respondent Nos.1 & 2
Mr. A.M.Kukday, Advocate for Respondent No.3

CORAM : AVINASH G. GHAROTE, J.

DATE : 13/12/2022

C.A.F. No.2429/2022

It is contended that though the judgment of this Court dated 11.9.2019, was only in relation to the share of the appellant Rangrao Sopan Bondade, which position has been clarified by the subsequent order dated 7.10.2019 and therefore, compensation only to the extent of the share of the appellant was required to be calculated and deposited, in its place, the amount has been calculated for the entire land, which comes to Rs.18,80,896/- and has been deposited in the Reference Court on 22.7.2022 in LAC No. 86/2010.

The present application seeks to withdraw the amount of compensation as enhanced by this Court by the judgment dated 11.09.2019 which is only to the extent of the share of the applicant.

The respondents are therefore directed to calculate the enhanced compensation to the extent of the share of the present applicant and place the calculation before the learned Reference Court, within a period of two weeks from today.

Upon the same being done, the applicant Rangrao Sopan Bondade shall be entitled to withdraw the said amount. The balance amount out of the sum of Rs.18,80,896/- as deposited with the learned Reference Court as indicated above, shall then be permitted to be withdrawn by the Respondent No.3-Executive Engineer (VIDC).

Civil application stands disposed of.

JUDGE

Rvjalit