

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

943 CIVIL APPLICATION NO.8874 OF 2023
IN FAST/6946/2022
WITH CA/6881/2022 IN FAST/6946/2022
WITH CA/6882/2022 IN FAST/6946/2022

NIVRUTHI BALBHIM JAGTAP
VERSUS
THE STATE OF MAHARASHTRA & OTHERS

...

Advocate for Applicant : Mr.M.K.Jadhav h/f. Mr.A.S.More
AGP for Respondent-State : Mr.N.T.Bhagat
Advocate for Respondent no.3 : Mr.A.M.Gaikwad

...

CORAM : ARUN R. PEDNEKER, J.
DATE : 20.10.2023

P.C. :

A] ORDER IN CIVIL APPLICATION FOR
WITHDRAWAL OF AMOUNT

1] The present Civil Application is filed for
withdrawal of the amount.

2] The learned counsel for the applicant has
produced the order dated 09.08.2023 passed in Civil
Application No.5737 of 2023 in First Appeal No.2776 of
2021 along with connected matters wherein this Court has
permitted to withdraw 75% of the entire compensation
amount along with interest accrued thereon.

3] In view of the same, the present applicant is permitted to withdraw 75% of the amount of compensation, deposited in this Court, along with the interest accrued thereon till date, on usual undertaking to the satisfaction of the Registrar [Judicial] of this Court. Civil Applications are disposed of accordingly.

B] ORDER IN CIVIL APPLICATION FOR DELAY

1] The present Civil Application is filed to condone the delay of 1744 days in filing the Appeal.

2] For the reasons stated in the Civil Application, the same is allowed. Delay is condoned. Civil Application is disposed of accordingly.

C] ORDER IN CIVIL APPLICATION FOR STAY

Since the applicant – Acquiring body has deposited entire award amount in this Court, the interim stay granted by this Court stands confirmed. Civil Applications are disposed of accordingly.

D] ORDER IN FIRST APPEAL

1] First Appeal is **admitted**.

2] On admission, Mr.A.S.More, learned counsel waives notice for respondent.

3] Call R. & P.

[ARUN R. PEDNEKER]
JUDGE

DDC