

Amrut

IN THE HIGH COURT OF BOMBAY AT GOA

**CIVIL APPLICATION NO.124 OF 2014
IN
FIRST APPEAL NO. 72 OF 2014**

NARAYAN GUNO NAIK
(SIN. DEC.) THROUGH HIS LR'S. ... Applicants

Versus

MANGESH BHIKU NAIK
GAONKAR AND 8 ORS. ... Respondents

Mr. Prashil Arolkar, Advocate for the Applicants.

Mr. S. D. Lotlikar, Senior Advocate with Ms. S. Kenny, Advocate
for Respondent Nos. 3(a) and 3(c) to 3(e).

Mr. Mahesh Amonkar, Advocate for Respondent Nos. 5(i) to 5(iv),
6(i) to 6(v).

CORAM: M. S. SONAK, J.

DATED : 2nd FEBRUARY 2023

P.C.:

1. The main appeal is admitted. However, Mr. Lotlikar learned Senior Advocate who appears for Respondent Nos. 3(a) and 3(c) to 3(e) states that the compensation amount which was apportioned in their favour has already been withdrawn by them.

2. Accordingly, it will not be appropriate at this stage to require these Respondents to bring back the amount pending the disposal of

the appeal. Instead, it is clarified that this withdrawn amount shall abide by the final orders in the appeal.

3. However, if any of the other Respondents have till date not withdrawn the amount apportioned in their favour then the ad-interim order made by this Court on 11.09.2014 will operate and they would not be entitled to withdraw this amount.

4. The Civil Application No.124 of 2014 is disposed of in the above terms.

M. S. SONAK, J.

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