

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

CIVIL APPLICATION (CAF) NO.120 OF 2023
IN
FIRST APPEAL NO.263 OF 2021

Vidarbha Irrigation Development Corporation through Executive Engineer, Bembla
Canal Division, Yavatmal

Vs.

Sarita w/o Parag Deshmukh and others

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

Court's or Judge's orders

Mr. H. D. Marathe, Advocate for appellant.

Mr. Alpesh D. Deshmukh, Advocate for respondent No.1.

Mr. M. A. Kadu, AGP for respondent Nos.2 and 3.

CORAM : URMILA JOSHI-PHALKE, J.

DATED : 19/01/2023

1. By this application respondent No.1 original claimant is seeking withdrawal of the amount.
2. The appellant acquiring body has deposited the entire decretal amount of Rs.3,09,642/-. It is contended by the respondent No.1 that she faces financial crises and unable to meet her day-to-day expenses. Her land is already acquired.
3. Said application is opposed by the appellant.
4. Considering small amount is deposited and she is in need of money for her day-to-day expenses, application deserves to be allowed.
5. In view of the reasons mentioned in the application, respondent No.1 is permitted to withdraw the amount on furnishing usual undertaking.

6. Amount be disbursed on due identification and verification
7. Civil Application is disposed of.
8. The appellant to furnish private paper-book within six weeks.
9. The learned Advocate Mr. Amit Choube submitted that initially he appeared for respondent No.1. Now, Advocate Mr. Alpesh Deshmukh is appearing for respondent No.1, so Advocate Mr. Amit Choube is discharged.

(URMILA JOSHI-PHALKE, J.)

Sarkate