

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.**

**CIVIL APPLICATION NO.350 OF 2023 IN
FIRST APPEAL (ST.) NO.1976 OF 2023**

(The Executive Engineer, Bembla Canal Division, Yavatmal Vs. Govinda Bhagwan Diwatkar & ors.)

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri T. Zaheer, Advocate for the appellant.
Ms S. Haider, A.G.P. for the State.

CORAM:- URMILA JOSHI-PHALKE, J.
DATED :- FEBRUARY 08, 2023.

By preferring this application, the appellant is seeking condonation of delay which is caused in filing the first appeal.

2. Issue notice to the respondents, returnable on four weeks.
3. Learned Assistant Government Pleader waives notice for respondent Nos.2 and 3.
4. In addition to regular mode of service, appellant is permitted to serve through other modes.

CIVIL APPLICATION NO.352/2023

Heard.

2. The appellant shall deposit the entire decretal amount within eight weeks along with the accrued interest. On depositing the entire amount of compensation along with accrued interest the effect and operation of the impugned judgment and decree passed by the Civil Judge, Senior Division, Yavatmal in LAC No.341/2016 be stayed

till further orders. On failure to deposit the amount the stay granted will be vacated automatically without further reference to the Court.

3. Civil application is disposed of.

(URMILA JOSHI-PHALKE, J.)

**Divya*