

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

FIRST APPEAL NO.563 OF 2022

Vidarbha Irrigation Development Corporation, through its Executive Engineer, Purna
Medium Project, Achalpur and another

Vs.

Shreekrishna Ajabrao Mayande and others

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

Court's or Judge's orders

Ms. Mallika Babhulkar, Advocate h/f Mr. M. A. Kadu, Advocate for applicant.

Mr. R.J. Shinde, Advocate for non-applicant No.1.

Ms. T. Udeshi, AGP for non-applicant Nos.2 and 3.

CORAM : URMILA JOSHI-PHALKE, J.

DATED : 06/01/2023

Civil Application (CAF) No. 1399/2022

1. By this application, the applicant is seeking stay to the effect, operation and execution of the impugned judgment and award dated 12.3.2022 passed by the Civil Judge, Senior Division, Achalpur in Land Acquisition Case No.33 of 2015, during the pendency of this appeal.

2. As per the contention of the applicant, the applicant has every chance of success in the present appeal. The learned reference Court awarded the compensation which is exorbitant one. The operation, effect and execution of the impugned judgment is to be stayed on condition that applicant shall deposit entire decretal compensation amount along with accrued interest and statutory benefits within six weeks. On

failure to deposit the decretal compensation amount, the stay order will be automatically vacated without further reference to the Court.

3. Civil Application No.1399 of 2022 is disposed of.

4. The appeal is listed after six weeks.

(URMILA JOSHI-PHALKE, J.)

Sarkate