

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

CIVIL APPLICATION (CAF) NO. 429/2023 IN
FIRST APPEAL No.27/2016

The State Of Maharashtra, Thr. Collector, Nagpur And 2 Others

Vs

Shri Dadaji Kashinath Mahakulkar (D) Thr. Lrs. Smt. Sulochana Wd/O Dadaji Mahakulkar
And Others

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

Court's or Judge's Order

Mr. M.A. Kadu, AGP for the State/Appellant.

Ms Rajkumari Rai, Advocate for the respondent Nos. 1 to 8.

CORAM : URMILA JOSHI-PHALKE, J.

DATED : 16/02/2023.

1. Heard.
2. By this application, the respondents are seeking permission to withdraw the amount of Rs. 27,90,722/- through respondent No.4, who is the Power of Attorney holder.
3. In view of the earlier order dated 01/07/2022, the respondents are already permitted to withdraw the amount. However, the respondent No. 1 is old age and respondent Nos. 5 to 8 are sisters and brother residing at various places. Therefore, it is difficult for them to present before the Registrar for verification and for withdrawal of the amount.

4. Considering the reasons mentioned in the application as respondents are already permitted to withdraw the amount. Now, special power of attorney is filed on record, which is verified.

5. In view of that, respondent No.4 is permitted to withdraw the amount on behalf of the respondents. After withdrawal of the amount, the respondent No.4 shall place affidavit on record to the effect that he has disbursed the share to all the respondents respectively.

Civil application is disposed of.

JUDGE