

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

Civil Application (CAF) No. 1111/2023 In First Appeal No. 473/2022

V.I.D.C. Thr. Executive Engineer, Washim Vs Sharad Narayan Patil 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 A.M. Kukday, advocate for the appellant.

Mr A.R. Patil, advocate for the respondent No.1.

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

CORAM : URMILA JOSHI-PHALKE, J.
DATED : 17/04/2023.

1. By this application, respondent No.1 is seeking permission for withdrawal of the amount on the ground that though the reference Court has awarded the compensation amount, respondent No.1 has not received the same. He has already lost the source of income as his land is acquired by the Government.

2. The said application is strongly opposed by the learned advocate for the appellant on the ground that the amount of compensation awarded by the learned Reference Court is excessive and exorbitant one.

3. In view of the reasons mentioned in the application and considering the objection raised, it will be appropriate to permit respondent No.1 to withdraw

50% of the amount along with accrued interest on usual undertaking and on due identification and verification.

Civil application is disposed of.

List the matter after **Summer Vacation**.

JUDGE