

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

CIVIL APPLICATION (CAF) NO.564 OF 2023
IN
FIRST APPEAL NO.13 OF 2014 (D)

Executive Engineer, Minor Irrigation Division, Washim

Vs.

Nishatai Rajusing Chavan 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. N. M. Kolhe, Advocate for respondent No.1.

Mr. K. L. Dharmadhikari, AGP for respondent Nos.2 and 3.

CORAM : URMILA JOSHI-PHALKE, J.

DATED : 23/03/2023

1. By this application, the respondent No.1 is seeking direction to the Reference Court to grant permission to the present respondent No.1 to withdraw the amount of compensation in the name of Nishatai Rajusing Naik.

2. As per the contention of the respondent No.1 in reference petition her name was mentioned as Nishatai Rajusing Chavan. But, her Aadhar Card and all other documents are showing her name as Nishatai Rajusing Naik, therefore Registry has refused to allow the respondent No.1 to withdraw the enhanced compensation amount. Now, respondent No.1 has filed an affidavit to the extent that Nishatai Rajusing Chavan and Nishatai Rajusing Naik is one and the same person.

(2)

1.caf.564.2023

3. In view of the affidavit filed by the respondent No.1, the Reference Court shall disburse the amount of compensation to the respondent No.1 on due identification and verification.

4. Civil Application is disposed of.

(URMILA JOSHI-PHALKE, J.)

Sarkate