

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

CIVIL APPLICATION (CAF) NO. 1294/2023 IN
FIRST APPEAL NO. 132/2023

Dy. Chief Engineer Central Railway, Ajni, Nagpur

Vs

Shri Shankar Arjun Wagde 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 N.P. Lambat, advocate for the appellant.

Mr D.U. Thakare, advocate for the respondent No.1.

CORAM : URMILA JOSHI-PHALKE, J.

DATED : 02/05/2023.

1. Heard.
2. This Court has already permitted respondent No.1 to withdraw 50% of the amount on usual undertaking. However, respondent No.1 is 94 years old and not in a position to move from one place to another place and therefore, seeking permission for exemption from personal identification of respondent No.1.
3. Considering the reasons mentioned in the application that respondent No.1 is 94 years old, the verification of respondent No.1 can be carried out through video conferencing. So, respondent No.1 is permitted to appear through Video Conferencing for verification.
4. In view of that, civil application is disposed of.

Civil Application (CAF) no. 2059/2019

1. The present application is for seeking stay to the effect, operation, implementation, and execution of the impugned judgment and decree passed by the learned Joint Civil Judge Senior Division, Wardha in LAC No. 115/2014, dated 19.10.2018.
2. Learned advocate Mr N.P. Lambat for the appellant submitted that the appellant has already been deposited the entire amount of compensation along with accrued interest. Respondent No.1 is also permitted to withdraw the same.
3. In view of that, the effect, operation, implementation, and execution of the impugned judgment and award passed in LAC No. 115/2014 be stayed till final disposal of the appeal.
4. Civil Application is disposed of.

First Appeal No. 132/2023

1. Record and Proceedings is already received.
2. Mr N.P. Lambat, learned advocate for the appellant seeks permission for dispensing with the private paper-book.
3. On his request, filing of private paper-book is dispensed with.

4. Appeal be placed before the Court for final hearing as per its own turn.

JUDGE