

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

CIVIL APPLICATION (CAF) NO. 623/2023 IN
FIRST APPEAL NO. 518/2015 (D)

VIDC, Through Its Executive Engineer, Yavatmal

Vs

Rambhau Zapraji Pardakhe (Abated) And 3 Others

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

Court's or Judge's Order

Mr R.J. Shinde, Advocate h/f Mr Amol Patil advocate for the appellant.

Mr A.B. Nakshane, Advocate for the respondent No.2.

Mr M.A. Kadu, AGP for the respondent Nos. 3 and 4.

CORAM : URMILA JOSHI-PHALKE, J.

DATED : 03/03/2023.

1. Heard.
2. By this application, respondent No.2 is praying for the withdrawal of the amount.
3. As per the contention of respondent No.2, he is entitled to receive the amount of Rs. 8,17,193/- along with accrued interest out of the death amount of Rs. 10,36,621/-. The rest of the amount is to be refunded to the appellant. The appeal is already disposed of by allowing him partly.
4. It is submitted by Mr. A.B. Nakshane that respondent No.1 is dead. Respondent No.2 is the only legal heir of respondent No.1.
5. In view of the reasons mentioned in the application, as the appeal is already disposed of, respondent No.2 is

permitted to withdraw the amount of Rs. 8,17,193/- along with accrued interest on due verification and identification of the Registrar (Judicial).

6. The balance amount of Rs. 2,19,508/- be refunded to the appellant.

Civil Application (CAF) 623/2023 is disposed of.

JUDGE