

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

CIVIL APPLICATION (CAF) NO.1154 OF 2023

IN
FIRST APPEAL NO.454 OF 2022

Vidarbha Irrigation Development Corporation, through the Executive Engineer, Nimn
Painganga Project Division, Yavatmal

Vs.

Ankush s/o Champatrao Bhoyar 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. H. D. Marathe, Advocate for appellant.
Mr. S. V. Ingole, Advocate for respondent no.1.
Ms. T. Udeshi, AGP for respondent Nos.2 and 3.

CORAM : URMILA JOSHI-PHALKE, J.
DATED : 19/04/2023

1. The present application is for seeking permission for withdrawal of the entire deposited decretal amount.
2. The respondent No.1 is seeking withdrawal of the amount as the land is acquired and now he has no source of income.
3. The said application is opposed by the learned Advocate for the appellant on the ground that the appellant has challenged the quantum of the compensation, considering the very meager amount Rs.1,14,364/- is involved. The respondent No.1 can be permitted to withdraw the said amount on usual undertaking.

4. In view of that respondent No.1 is permitted to withdraw the amount of Rs.1,14,364/- along with the accrued interest on due identification and verification.
5. Civil Application is disposed of.

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1. Appellant to file the private paper book within eight weeks.
2. Appeal be placed after filing of the private paper book, its verification, as per its own turn.

(URMILA JOSHI-PHALKE, J.)

Sarkate