

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

CIVIL APPLICATION (CAF) NO. 1223/2023 IN
FIRST APPEAL NO. 151/2022

VIDC Through Executive Engineer, Yavatmal

Vs

Ku. Chhaya Ramaji Savsakade 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 S.V. Ingole, advocate for the respondent Nos. 1 to 6.

Ms T.H. Udeshi, AGP for the respondent Nos. 7 and 8.

CORAM : URMILA JOSHI-PHALKE, J.

DATED : 26/04/2023.

1. Heard.
2. The present application is filed for seeking permission for the withdrawal of the entire deposited amount.
3. As per the contention of respondent Nos. 1 to 6 that their land is already acquired by the Government and now they have no source of income, they are in dire need of compensation amount to meet their day-to-day expenses.
4. The said application is strongly opposed by the learned advocate Mr. A.M. Kukday for the appellant, on the ground that the appellant has challenged the judgment and award as the compensation awarded is excessive and exorbitant one.

5. In view of the reasons mentioned in the application and considering the objection raised, it will be appropriate to permit the respondent Nos. 1 to 6 to withdraw the 75% amount through their Power of Attorney holder of respondent No.3/Ankush s/o Ramaji Sawasakade on due identification and verification.

6. The Respondent No.3/Power of Attorney Holder shall file an affidavit after withdrawal of the amount to the extent that, he has disbursed the compensation amount as per the share of the other respondents.

Civil application is **disposed of**.

First Appeal No. 151/2022

1. Appellant is permitted to file the private paper-book within six weeks.

2. Appeal be placed before the Court after filing of private paper-book and its verification, as per its own turn.

JUDGE