



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

CIVIL APPLICATION (CAF) NO.2026/2023
IN
FIRST APPEAL NO.406/2021

Viderbha Irrigation Development Corporation, thr. Its Executive Engineer, Irrigation,
Canal Division, Amravati and another

Vs.

Sau. Chandabai w/o Radheshyam Jaiswal and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Ms Mallika Babhulkar, Advocate h/f Shri M.A. Kadu,
Advocate for applicants
Shri Uttam Chandrawarti, Advocate h/f Shri S.S. Shingane,
Advocate for respondent No.1
Ms T.H. Udeshi, AGP for respondent Nos.2 and 3

CORAM : SMT. M.S. JAWALKAR, J.
DATED : 20/07/2023

The present application is filed for grant of permission to withdraw the amount of compensation deposited by appellant. It is pointed out by learned Counsel for appellant that respondents have already withdrawn amount of Rs.42,90,468/- on the same ground of medical education of their grand-daughter. As such, he is not entitled for any amount. However, learned Counsel for respondents/applicant is ready to furnish security for the amount if directed to be disbursed in their favour. In view of earlier permission granted to withdraw the amount, it would be appropriate only to allow 50% of balance amount of pending before this Court on furnishing security to the satisfaction of Registrar (Judicial). Accordingly, application is allowed.

2. The Registry is directed to disburse 50% of remaining amount on furnishing solvent surety by the applicant to the satisfaction of the Registrar (Judicial).
3. The application stands disposed of.

FIRST APPEAL NO.527/2021

1. Four weeks' time is granted to file paper book.

JUDGE

R.S. Sahare