



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

CIVIL APPLICATION (CAF) NO.3759 OF 2023 IN
FIRST APPEAL NO.379 OF 2021

V.I.D.C. through Chief Executive Engineer, Bembla Project Canal Division, Yavatmal
.Vs. Sau. Vanita Ashok Dharmadhikari (Dead) through LRs and others

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

Court's or Judge's Order

Shri H.D. Marathe, Advocate for applicants/appellants.

Shri D.M. Kale, Advocate for respondent Nos.1, 2(b) & 3(a).

Shri S.V. Narale, A.G.P. for respondent Nos.4 and 5/State.

CORAM : ANIL S. KILOR, J.

DATED : 19/12/2023

1. The learned counsel for the applicants submits that after the order dated 06.05.2022 was passed by this Court, permitting the respondents to withdraw the amount, the respondent No.1 has expired and vide order dated 15.12.2023 his legal heirs were brought on record. It is submitted that now the amount is urgently required for the purpose of education of daughter of respondent No.2(b). It is further submitted that if the application is not allowed as per the date given by the Registry, the respondents would not get the amount before March, 2024.

2. It is submitted that considering the urgency and the purpose for which the amount is required, this Court may direct the Registry to release the amount out of turn.

3. The Registrar (Judicial) is directed to look into the matter and take appropriate decision as regards the disbursement of the amount out of turn considering the reasons cited by the applicant.

4. Registry to place this matter before the Registrar (Judicial) on **22.12.2023**.

5. The learned counsel for the applicants may appear before the Registrar (Judicial) to point out the urgency in the matter. Accordingly, the application is **disposed of**.

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6. Stay granted by this Court on 09.07.2021 is confirmed.

Civil application is **disposed of** accordingly.

JUDGE