

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 19600 OF 2022
IN
FIRST APPEAL NO. 1293 OF 2017

Indian Oil Corporation Ltd, Mumbai ... Applicants/Appellants

V/s.

Union of India through General ... Respondents
Manager, Central Railway.

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Mr. Sunil Gangam, with Mr. S.M. Seegarla i/by RMG Law Associated
for the applicant/respondent.

Mr. T.Pandian with T.C. Subramanian, for the UIO/Respondent.

CORAM : KISHORE C. SANT, J.

DATE : 18TH JANUARY 2024.

PC:

1. This application is filed seeking withdrawal of the amount deposited by the original respondents/appellants in this Court pursuant to the order dated 23rd November 2017 along with interest accrued thereon.

2. Learned advocate for the applicants submits that there is already a decree passed in favour of the applicants. It would be proper to allow the application to withdraw this amount. Only concerns expressed by the learned advocate for the original respondents/applicants that in case appeal is allowed the applicant

shall refund/redeposit the amount. Hence, the following order:

ORDER

- i) The Application is allowed.
 - ii) The applicant is allowed to withdraw the amount of Rs. 3,31,400 along with interest accrued thereon, if any.
 - iii) The applicant shall file undertaking that if the appeal is allowed, the applicant shall redeposit the said amount within eight weeks thereafter.
3. With these observations, application stands disposed off.

(KISHORE C. SANT, J)