



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

CIVIL APPLICATION (CAF) NO.875/2024
IN
FIRST APPEAL NO.598/2022

Vidarbha Irrigation Development Corporation
Vs.
Devanand Rambhau Patil and others

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

Court's or Judge's orders

Shri Vedant Akhade, Advocate h/f Shri Amit Kukday, Advocate for appellant
Shri Anju Patil, Advocate for respondent No.1
Ms S.V. Kolhe, AGP for respondent Nos.2 and 3.

CORAM : SMT. M.S. JAWALKAR AND
M.W. CHANDWANI, JJ.
DATE : 17/12/2024

The present application is filed for grant of permission to withdraw the decretal amount deposited by the appellant in this Court. This Court vide order dated 22.11.2022 granted stay subject to the appellant depositing the entire decretal amount within eight weeks. Accordingly, appellant deposited the amount with the permission of this Court dated 05.12.2023.

2. Learned Counsel Shri Vedant Akhade, holding for Shri Amit Kukday, learned Counsel gave his no objection for withdrawal of 50% of amount of usual undertaking and 25% of amount on furnishing Bank guarantee.

3. Learned Counsel for respondent No.1 agrees for the same. As such, respondent No.1 is permitted to withdraw 50% amount of total compensation deposited by the appellant in this Court on furnishing usual undertaking and he further entitled to withdraw 25% of the amount so deposited on furnishing Bank guarantee.

4. Nazir is directed to release the amount as aforesaid after due verification of documents in respect of respondent No.1.

5. The application stands disposed of accordingly.

(M.W. CHANDWANI, J.)

(SMT. M.S. JAWALKAR, J.)

R.S. Sahare