



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

CIVIL APPLICATION (F) NO. 575 OF 2024
IN FIRST APPEAL NO. 120 OF 2017

(The Executive Engineer Vs. Sau. Shakuintalabai w/o Ganeshrao Gade & Ors.)

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

Court's or Judge's orders.

Ms Anjali Agrawal h/f Ms A.S. Athalye, Counsel for the
appellant.

Shri S.D. Chopde, Counsel for the applicant/respondent
no.1.

Shri S.C. Joshi, A.G.P for respondent nos. 2 to 4.

CORAM : ANIL L. PANSARE, J.
FEBRUARY 21, 2024.

First Appeal No. 120/2017 is dismissed for
non-compliance of order dated 1/12/2022 directing the
appellant – VIDC to file paper-book within six weeks. No
steps have been taken by the appellant to restore the
appeal on file. Respondent no.1/claimant is accordingly
seeking permission to withdraw the balance amount of
compensation of Rs.10,31,463/- along with interest
accrued thereon, which has been deposited by the
appellant.

2] Since the appeal is dismissed and no steps
have been taken to restore the appeal, there appears no
reason why the request made by respondent no.1/
claimant be not allowed.

3] The application is accordingly allowed as
prayed for.

(ANIL L. PANSARE, J.)

Sumit