



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

Civil Application (CAF) No. 794 of 2024
in

First Appeal No. 400 of 2017 (D)

[The Executive Engineer, Lower Wardha Project Division, V.I.D.C. **..vs..** Manoj S/o Devidas Kale
and ors.]

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

Court's or Judge's orders

Mr. S. D. Chopde, Advocate for the applicants/respondent no. 1
Mr. M. A. Kadu, AGP for respondent nos. 2 and 3

CORAM : ANIL L. PANSARE J.

DATED : 06-03-2024

The respondent no. 1 – original claimant has filed the application to withdraw balance amount of compensation deposited by the non-applicant/appellant.

Learned counsel for the applicant states that the appeal has been dismissed for non compliance of order dated 6-4-2017 by which the non-applicant/appellant was directed to file paper book within six months. He further submits that non-applicant/appellant has not taken steps to restore the appeal on file.

Thus, the appeal has been dismissed. The applicant has been already permitted to withdraw 80% of the decretal amount. The applicant/respondent no. 1 is hereby permitted to withdraw balance 20% of the decretal amount along with accrued interest, as prayed for. Order accordingly.

The application is disposed of in above terms.

(Anil L. Pansare, J.)