



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

WRIT PETITION NO. 320/2021

Pravin s/o Mahadu Dhole

Vs.

**Union of India, Through the Secretary, The Ministry of Road
Transport and Highway and others**

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr. Raju Kadu, Advocate for Petitioner
Mr. Shadan Khan, Adv. h/f Ms. Nisha Burange, Adv. for
Respondent No.1
Mr. A.M. Kadukar, AGP for Respondents/ State
Mr. Gabhane, Advocate h/f for Mr. O.A. Ghare, Adv. for
Respondent Nos.4 to 7

**CORAM: AVINASH G. GHAROTE AND
SMT. M.S. JAWALKAR, JJ.**

DATED : 5th APRIL, 2024

Heard Mr. Kadu, learned counsel for the petitioner. Mr. Khan, learned counsel for respondent No.1, Mr. Gabhane, learned counsel for respondent Nos.4 to 7 and learned AGP.

2. It is not in dispute that the question of apportionment is now the subject matter of LAR No. 104/2020, pending before the learned Civil Judge (Sr. Dn.), Washim. The balance compensation having been deposited by the respondent no.3 with the learned Civil Court. Since the matter is already sub-judice before the learned Civil Court, it would not be appropriate

for this Court to interfere in the present petition, which claims a direction for withdrawal of the said amount, which stands deposited with the learned Civil Court, as any direction in that regard will have to follow the judgment which may be rendered between the parties. The petition is dismissed. No costs.

3. Needless to say, that the amount deposited with the learned Civil Court shall be invested in a fixed deposit, if it is not already so done.

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

(AVINASH G. GHAROTE,J.)