



-3622-2023

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

CIVIL APPLICATION (F) NO. 3622 OF 2023
IN FIRST APPEAL NO. 1213 OF 2023

(The Executive Engineer Vs. Imam Khan s/o Fatru Pathan & Ors.)

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

Court's or Judge's orders.

Shri M.R. Joharapurkar, Counsel for the applicant/
appellant.

Shri A.R. Patil, Counsel for non-applicant no.1.

Ms H.S. Dhande, A.G.P. for non-applicant nos. 4 and 5/
State.

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CORAM : ANIL L. PANSARE, J.
FEBRUARY 14, 2024.

The applicant/appellant had filed application under Order 41 Rule 1 of the Code of Civil Procedure, 1908 (for short "the Code") seeking to dispense with filing of additional certified copy of the award passed by the Reference Court on the ground that the certified copy of the award has been filed in connected matters being CAF No. 2614/2023 In FA Nos. 1175/2023, 121/2024, 120/2024, CAF No. 3897/2023 In FA St. No.10091/2023, FA Nos. 53/2024, 51/2024, 52/2024, 1211/2023, 1213/2023, 1236/2023, 1238/2023, CAF No. 287/2024 In FA St. No. 10069/2023, FA Nos. 1212/2023, 1209/2023, 1210/2023, 1215/2023, 1214/2023, 150/2024, 146/2024, FA St. Nos. 14055/2022, 13961/2022, 14209/2022, 13967/2022, 14146/2022, 14241/2022, 14137/2022 and 14341/2022.

2] In view thereof and for the reasons set out in the application, the same is allowed as prayed for.

CIVIL APPLICATION (F) NO. 438/2024

3] The applicant/appellant has filed application under Order 41 Rule 5 of the Code. The learned Counsel for the applicant states that the entire amount of compensation will be deposited in the Court within twelve weeks.

4] The statement is accepted. If the amount is not so deposited, additional interest will be borne by the Officers, who are responsible for the delay.

5] In view of above, the effect and operation of the award dated 9/2/2021 passed by the Joint Civil Judge Senior Division, Pusad in L.A.C. No. 103/2010 is stayed for twelve weeks.

6] Copy of order be served upon the appellant for taking necessary steps.

(ANIL L. PANSARE, J.)

Sumit