



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

**CIVIL APPLICATION (CAF) NO. 3398 OF 2024
IN
FIRST APPEAL NO. 868 OF 2023**

VIDARBHA IRRIGATION DEVELOPMENT CORPORATION

Vrs.

VISHWAS GANAJI KALAMKAR (DEAD) ASHOK @ ASHOKRAO VISHWAS @ VISHWASRAO
KALAMKAR AND OTHERS

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

Court's or Judge's Order

Shri Vinay Dahat, Advocate h/f Shri J. B. Kasat, Advocate for
appellant.

Shri Abhijeet Deshmukh, Advocate for respondent Nos.1 to 4.

Ms. Mukta Kavimandan, AGP for respondent Nos.5 and 6.

CORAM: SANJAY A. DESHMUKH, J.
DATE : 27/11/2024.

1. This is an application for permission to
withdraw the amount deposited by the appellant.

2. Learned advocate for the respondent Nos.1
to 4 submitted that total amount of Rs.38,48,006/- is lying
with this Court. He, therefore, prayed to allow the
application.

3. Perused the application.

4. Heard learned Advocates for both sides.

5. Considering the reasons stated in the
application, the application deserves to be allowed, in the
interest of justice.

6. Registry is directed to pay 50% amount on
usual undertaking and 50% amount on execution of
solvent surety / security to the claimants.

7. The amount be paid to the respondent No.3,
Power of Attorney Holder of respondent Nos.2 and 4.
8. The application is allowed and disposed of.

[SANJAY A. DESHMUKH, J.]

Choulwar