



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

CIVIL APPLICATION (CAF) NO. 2722 OF 2024
IN
FIRST APPEAL (ST) NO. 10237 OF 2024

VIDC, Executive Engineer, Buldhana Vs. Rambhau Samadhan Sabe and Ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Mr. V.B. Rathi, Advocate h/f Mr. P.B. Patil, Advcoate for
applicant.
Mr. A.S. Deshpande, Advocate for respondent Nos.1 & 2.
Mr. M.A. Kadu, AGP for respondent/State.

CORAM : ROHIT W. JOSHI, J.

DATE : 17.02.2025.

There is a delay of 44 days in filing the first appeal. The delay is attributed to procedural formalities. Having regard to the reasons mentioned, the delay is condoned.

2. The civil application is disposed of.

Civil Application (CAF) No.2723/2024

Since the appellant has deposited the amount in terms of order dated 11.10.2024, the interim order is confirmed.

Civil Application (CAF) No.537/2025

This is an application for withdrawal of amount by respondent Nos.1 and 2 - land owners. The amount involved in the matter is meagre. The learned counsel for the respondent Nos.1 and 2 makes a statement that in a similar matter 75% of the amount deposited is allowed to be withdrawn on the usual undertaking. The statement is not disputed by the learned counsel for the appellant.

3. In view of above, the respondent Nos.1 and 2 are permitted to withdraw the entire amount deposited by the appellant with this Court on furnishing usual undertaking.

4. The civil application is disposed of accordingly.

First Appeal (ST) No.10237/2024

Heard.

2. **Admit.**

3. Call for record and proceedings.

4. Mr. Deshpande, learned counsel waives service of notice on behalf of respondent Nos.1 & 2.
5. Mr. Kadu, learned AGP waives service of notice on behalf of respondent Nos.3 & 4.

(ROHIT W. JOSHI, J.)