



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

FIRST APPEAL NO.529 OF 2025

Vilas Mahadeo Pendor, S. T. Depot, Arni Road, Yavatmal and anr.

Vs.

Smt Sanjivani wd/o Nitin Lasnte and ors.

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

Court's or Judge's orders

Shri A. S. Mehadia, Advocate for the appellants.
Shri V. Awchat, Advocate for respondents.

CORAM : ABHAY J. MANTRI, J.

DATED : 25-08-2025

Civil Application (CAF) No.3155/2023

The learned Advocate for the appellants submitted that the appellants have already deposited the amount of compensation in the Court as per the order dated 02/05/2025, and therefore, he urged for confirmation of the said order till the disposal of the appeal.

2. Having considered the above facts as well as the fact that the appellants have deposited the entire amount of compensation along with interest thereon in the Court, the application is allowed as prayed and disposed of.

Civil Application No.2358/25.

3. The claimants/respondent Nos. 1 to 6 have filed this application to permit them to withdraw the amount of compensation deposited by the appellants for which the learned Advocate for the appellants have objected.

4. Having considered the reasons disclosed in the application as well as having gone through the impugned

judgment and award, I deem it appropriate to permit the applicants to withdraw 75% of the compensation amount along with interest accrued thereon on their furnishing a usual undertaking to the Court. Accordingly, the Civil Application is partly allowed.

5. The applicants are permitted to withdraw 75% compensation amount along with accrued interest on their furnishing a usual undertaking to the Court.

6. The Registrar (J) is directed to transmit 75% compensation amount along with interest accrued thereon into the bank account of respective applicants as per the Award within seven weeks on their furnishing usual undertaking and bank account details to the registry.

7. Civil Application is disposed of.

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8. Heard.

9. Having considered the grounds raised in the appeal memo, the appeal is '**Admitted**'.

10. Issue notice to the respondents, returnable after four weeks.

11. Shri V. Awchat, learned Advocate, waives service of notice for respondent Nos. 1 to 6.

12. List the matter in due course for Final Hearing.

(ABHAY J. MANTRI, J.)