



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

CIVIL APPLICATION (CAF) NO.117 OF 2025 IN
FIRST APPEAL NO.817 OF 2023

Executive Engineer Upper Wardha Project, VIDC, Amravati .Vs. Rangrao Tukaram
Kapade 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 M.A. Kadu, Advocate for Applicant/Appellant.

Shri S.A. Pathak, Advocate for Respondent No.1.

Shri A.R. Chutke, A.P.P. for Respondent Nos.2 and 3/State.

CORAM : NITIN B. SURYAWANSHI AND
M.W. CHANDWANI, JJ.

DATED : 16/01/2025

1. Heard.
2. This is an application for withdrawal of amount of compensation deposited by acquiring body. Reliance is placed on order passed by this Court in Civil Application (CAF) No.3533 of 2024 in First Appeal No.876 of 2023 which arose out of same acquisition. By the said order, respondent No.1/claimant therein are permitted to withdraw 50% of amount on furnishing usual undertaking and 25% of amount on execution of solvent surety.
3. Application is therefore, allowed in the same terms.

4. Claimant/Respondent No.1 are permitted to withdraw 50% amount along with proportionate accrued interest on furnishing usual undertaking and 25% of amount along with proportionate accrued interest on execution of solvent surety to the satisfaction of the Registrar (Judicial).

(M.W. CHANDWANI, J.)

(NITIN B. SURYAWANSHI, J.)