



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

CIVIL APPLICATION (CAF) NO. 1196 OF 2024

IN

CROSS-OBJECTION (XOB) NO. 4 OF 2022

IN

FIRST APPEAL NO. 986 OF 2017 (D)

Executive Engineer, K. P. Prakalp, Deulgaon Raja

Vs.

Gambhirrao Raosaheb Wayal 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 D. S. Mapari, Advocate for respondent no. 1.

CORAM :- M. W. CHANDWANI, J.

DATED :- 03.04.2025

Heard the learned counsel for the applicant.

2. The contention is that remaining 25% of the decretal amount is ordered to be withdrawn by respondent nos. 1 and 2 but, the name of respondent no. 1 is mentioned as Gambhirrao Raosaheb Wayal in the appeal and Gambhirrao Raosaheb Deshmukh is mentioned in Bank Account, Aadhar Card and Pan Card.

3. The learned counsel for the applicant has drawn my attention to the order dated 06.04.2018. This Court while disbursing 75% of the deposited amount has allowed the disbursement of the amount in the name of Gambhirrao Raosaheb Deshmukh instead of Gambhirrao Raosaheb Wayal.

4. Considering the submission made and in view of order dated 06.04.2018, the Registry is directed to credit the amount which falls in the share respondent no. 1 to the account in the name of Gambhirrao Raosaheb Deshmukh.

5. The application is disposed of accordingly.

CROSS OBJECTION NO. 4/2022

6. The respondent nos. 1 and 2 to file paper-book within four weeks.

7. List the present matter along with Cross-Objection No. 12/2023 (In FA No. 752/2017).

(M. W. CHANDWANI, J.)