



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

FIRST APPEAL NO. 528 OF 2025

(The Executive Engineer Jigaon Lift Irrigation Division, Khamgaon vs. Ramkrushna Navaji
Pachpor (Dead) Through LR's and others)

*Office Notes, Office Memorandum of Coram,
appearances, Court's orders or directions,
and Registrar's orders.*

Court's or Judge's order

Ms.Ashwini Athalye, Advocate for appellant.
Mr.Aniket Sawal, Advocate h/f Mr.H.R.Gadhia, Advocate for
respondents No.1 to 5, 5(a) and 5(b).
Mr.M.A.Kadu, AGP for respondent No.6.

CORAM : ABHAY J. MANTRI, J.

DATE : JULY 23, 2025

CIVIL APPLICATION (F) NO.1197 OF 2025

1) The appellant has filed this application to stay the effect and operation of the impugned judgment dated 10/06/2024 passed by the learned Reference Court.

2) Learned counsel for the appellant submitted that the appellant has already deposited the entire awarded amount of compensation along with interest before the learned Authority vide Cheque dated 26/12/2024. Accordingly, she tendered across the bar a pursis dated 23/07/2024. The same is taken on record and marked as 'X' for identification purposes. Therefore, she urged that the application for stay be allowed.

3) Since the appellant has deposited the entire amount of compensation to the Authority, the application is allowed in terms of prayer clause (i).

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- 1) Heard.
- 2) Having considered the grounds raised in the appeal memo, the appeal is '**Admitted**'.
- 3) Issue notice to the respondents, returnable after five weeks.
- 4) Learned counsel Mr. Aniket Sawal waives service of notice on behalf of respondents No.1 to 5, 5(a) and 5(b). Learned Assistant Government Pleader Mr.Kadu waives service of notice on behalf of respondent No.6.
- 4) Call for R & P.
- 5) List the matter after receipt of the R & P.

(ABHAY J. MANTRI, J.)