

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

CIVIL APPLICATION (CAF) NO.260/2019

IN
FIRST APPEAL NO.738/2018

Vidarbha Irrigation Development Corporation, through its Executive Engineer,
Yavatmal Project Construction Division, Yavatmal and another
...Versus...
Pramod Shrawan Ghawade and others

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

Court's or Judge's orders

Shri Vinay Dahat, Counsel for appellants/applicants
Shri R.J. Shinde, Counsel for respondent no.1
Mrs. Hemlata Jaipurkar, AGP for respondent nos.2 and 3

CORAM : ARUN D. UPADHYE, J.
DATE : 31/01/2019

Heard.

The learned Counsel for the applicants/appellants
prays for extension of time by twelve weeks to deposit the
remaining amount.

Time of eight weeks is granted to deposit the
remaining amount.

The civil application stands disposed of
accordingly. No order as to costs.

CIVIL APPLICATION (CAF) NO.36/2019

Heard.

Having heard the learned Counsel for the parties and after perusal of the application, I am of the view that the respondent no.1/applicant could be permitted to withdraw 50% of the amount deposited before the reference Court. Hence, I Proceed to pass the following order.

ORDER

(i) The civil application is allowed.

(ii) The respondent no.1/applicant is permitted to withdraw 50% of the amount upon furnishing usual undertaking and further permitted to withdraw remaining 50% amount upon furnishing solvent surety to the satisfaction of the reference Court.

(iii) The respondent no.1/applicant to furnish the usual undertaking as well as solvent surety within six weeks from the date of the order.

The civil application stands disposed of accordingly. No order as to costs.

JUDGE