

**ORDER BELOW EXHIBIT NO.8**

This application is presented by the respondent no.1 for allowing to withdraw the compensation amount i.e. Rs.30,000/- (Rupees Thirty Thousand) deposited in Court by appellant as per order dtd. 23/02/2026 passed by this Court below Exh.4. He further submitted that appellant has filed appeal against the order in S.T.C.C. No.758/2019. The Court has directed to deposit Rs.30,000/- in the Court and appellant has deposited Rs.30,000/- in the Court. The respondent no.1 is in need of money and wants to withdraw the said deposited compensation amount. Hence, prayed to allow the application.

2. The advocate for appellant filed say and opposed this application. According to him, this Court directed appellant to deposit Rs.20,000/- in Court and accordingly appellant has deposited the said amount. The respondent no.1 is claiming Rs.30,000/- which is not deposited by respondent no.1 in this Court. Hence, he prayed for rejection of application.

3. Heard both sides and Perused the record. As per direction of this Court the appellant deposited Rs.20,000/- towards approximately 20 % of compensation amount awarded

to the appellant as per judgment and order of trial Court. As per report of Nazir the said amount is lying with the establishment with this Court.

4. As per Sub Section (4) of Section 143-A of the Negotiable Instruments Act, the respondent No.1 being the original complainant in S.T.C. No.758/2019 is entitled to receive the said amount during pendency of appeal on condition that if this appeal results into acquittal of appellant, he shall repay him the said amount with interest at bank rate as published by the R.B.I. in the beginning of the relevant financial year. The said condition protects the interest of both the parties. Hence, in view of the above reasons, I am of the opinion that this application deserves to be partly allowed. Hence, I pass the following order.

ORDER

- 1) Present application is partly allowed subject to an undertaking on affidavit of respondent no.1 that he shall deposit in Court the amount of Rs.20,000/- (Rupees Twenty Thousand) with interest on said amount at bank rate as published by the R.B.I. in the beginning of the relevant financial year in the event this appeal is decided in favour of the appellant.

- 2) The Assistant Superintendent (Cash and Finance), District Court, Latur shall make arrangement to transfer the reported amount with the interest accrued thereupon directly into the Bank account of respondent no.1 after strict verification of identity and Bank documents.

Date :- 04.05.2026

Sd/-
(R. B. Bhagwat)
Additional Sessions Judge- 2,
Latur.