

ORDER BELOW WITHDRAWAL OF COMPENSATION AMOUNT
APPLICATION EXH.NO.06
(Passed on 07/10/2025)

Decree holder has filed the application to withdraw the compensation amount of ₹ 48,41,543/-. He has made the contention in his application that, the judgment debtors have deposited the enhanced compensation amount in the Court. Hence, through this application he prayed to grant permission to withdraw the aforesaid amount.

2) I have perused the report of the Nazir and as per his report ₹ 48,41,543/- is deposited in the Court on 20/03/2024 vide C.C.D.No.866 in LAR No.28/2022. The concerned writ clerk has submitted his report that, as per the Writ Register there is no stay and appeal is pending against the said Judgment in LAR No.28/2022. From the above submissions of the decree holder, non-applicants and the report of concerned clerk of Writ Register, it is clear that, no stay and appeal is pending against the said Judgment in LAR No.28/2022.

3) Thus, under these circumstances, decree holder is entitled to withdraw the compensation amount on following conditions. Therefore, I pass the following order.

ORDER

The order is corrected as per order passed below Exh.7.

CJSD, Saoner.
Dt. 13.01.2026

- 1) The Application is allowed.
- 2) Nazir is directed to pay amount of ₹ **48,41,543/- (Rupees Forty Eight Lakh Forty One Thousand Five Hundred Forty Three only)**, alongwith accrued interest if any, to the decree holder, after due verification and identification.

- 3) Decree holder is directed to furnish an affidavit that, no appeal or stay order against the Award passed in L.A.R. No.28/2022, is pending before the Hon'ble Appellate Court.
- 4) Decree holder shall give an undertaking that, in case the aforesaid Award is set aside, he would refund the amount of compensation, which he would receive.
- 5) Decree holder is also directed to submit his identity proof documents, passport size photograph and produce the copy of pass-book, having his account in the Nationalized Bank before the Nazir of the Court.
- 6) Nazir is hereby directed to pay the aforesaid amount through cheque/NIFT in the name of decree holder and shall report about the same to this Court.
- 7) The concerned clerk is directed to take note of the aforesaid payment amount in the concerned register.

Nagpur.
Dated : 07/10/2025

(S.A.Sardar)
Civil Judge Sr. Division,
Saoner.

