

Order below Exhibit - 30

The instant application has been filed by the defendant No. 2 for depositing an amount in the court.

2. As per the contentions in the application the suit has been filed for injunction and there is dispute between the plaintiff and the defendant No. 1. As per the contentions in the application the total amount of Rs. 99,86,529/- has been awarded by acquiring 0.16 H.R. land out of Gat No. 42 at Medshi in N.H.161/15/47/2016-2017. It is further contended that, there is dispute between the plaintiff and the defendant No. 1 therefore, it is prayed to allow the application for depositing an amount in the court.

3. The plaintiff and the defendant No. 1 both have filed their say below the application. Heard learned counsel for the plaintiff and learned counsels for the defendants.

4. Learned counsel for the defendant No. 1 has strongly objected the application and further submitted that, once the S.D.O. has passed the order that is final therefore, the amount must be given to the defendant No. 1 as he is old person. The learned counsel for the plaintiff never objected the application. Learned counsel for the defendant No. 2 and 3 submitted that, as there is dispute between the plaintiff and the defendant No. 1, it is proper to deposit an amount in the court.

5. Considered the application, say and submissions of the learned counsels. The instant suit has been filed for injunction and pending. There is an dispute between the plaintiff and the defendant No. 1 in such a circumstances during the pendency of

the dispute it is not proper and justifiable to deposit an amount to the defendant No. 1 as submitted by him. Therefore, considering all the aspects and nature of the suit it is proper to allow the application. Hence, the defendant No. 2 is allowed to deposit an amount in the court as prayed for.

Date : 30/11/2020

2nd Jt. Civil Judge (Sr. Division),
Washim.

CERTIFICATE

I affirm that the contents of this PDF file order are same word to word, as per original order.

- 1) Name of Stenographer :- Smt. Rupali.A. Charthal
- 2) Name of Court :- 2nd Jt. Civil Judge (S.D.), Washim.
- 3) Date :- 30/11/2020
- 4) Order signed by the :- 30/11/2020
presiding officer on
- 5) Order uploaded on :- 30/11/2020