



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

CIVIL APPLICATION (F) NO.2174/2026 IN FIRST APPEAL NO. 672/2019

(VIDC, THR. EXECUTIVE ENGINEER, BEMBLA CANAL DIVISION, YAVATMAL & ANOTHER **VERSUS**
SHEIKH FARUKH SHEIKH GAFFAR & OTHERS)

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

Court's or Judge's order

Shri M.A. Kadu, counsel for the appellants.
Shri Shashikant Nagrare, counsel for the respondent no.1.
Shri B.M. Lonare, Assistant Government Pleader for the respondent nos.2 and 3.

CORAM : SUSHIL M. GHODESWAR, J.

DATE : JUNE 10, 2026.

Heard. This is an application for withdrawal of the amount deposited by the appellant with the Registry of this Court.

2. The first appeal is admitted by this Court by an order dated 08.04.2019. In the facts and circumstances of the case and on perusal of the judgment dated 30.07.2016, it appears that the interest of justice would be subserved if the applicant/respondent no.1 is permitted to withdraw 75% of the amount deposit by the appellants in this Court on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial).

3. Hence, the applicant/respondent no.1 is permitted to withdraw 75% of the amount deposited by the appellants in this Court on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial). The balance 25% amount may be placed in a fixed deposit account of a nationalized bank initially for three years and the same should be renewed from time to time during pendency of the first appeal. The civil application is allowed and disposed of.

(SUSHIL M. GHODESWAR, J.)