

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

CIVIL APPLICATION (CAF) NO. 372/2020 IN
FIRST APPEAL STAMP NO. 23844/2019

Maharashtra State Road Transport Corporation through its Divisional Controller, Amravati
Division, Amravati/Divisional Controller, Nagpur Division, Nagpur

Vs.

Mr. Narayanrao Marotirao Ramteke and others

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

Court's or Judge's orders

Shri V.P. Panpalia Advocate for appellant
Ms Shreya Bhagat, Advocate h/f Shri P.R. Agrawal, Advocate for respondent Nos. 1 to 3

CORAM : SMT. M.S. JAWALKAR, J.

DATE : 07/06/2023

Present application is filed by the appellant/applicant for condonation of delay in filing first appeal.

2. The application is opposed by learned Counsel for respondent. However, for the reasons mentioned in paragraph Nos. 2 and 3, I am satisfied that there is no intentional or deliberate delay, due to some administrative requirements delay has been caused. As such, application is allowed.

3. Delay of 79 days in filing appeal is hereby condoned.

4. Registry is directed to register first appeal.

FIRST APPEAL STAMP NO. 23844/2019

Heard.

2. **Admit.**

3. Learned Counsel Ms Shreya Bhagat, Advocate holding for Shri P.R. Agrawal, waives notice for respondent Nos. 1 to 3.

CIVIL APPLICATION (CAF) NO. 1373/2023

Present application is filed for grant of permission to withdraw the amount deposited by appellant with this Court. 0

2. Learned Counsel for appellant opposed the application. However, considering the reasons stated in the application, it would be appropriate to allow applicants to withdraw 50% of amount deposited by the State MSRTC.

3. The Registry is directed to release 50% of amount along with accrued interest in favour of respondent Nos. 1 and 2, after verification of bank details.

4. After release of such amount, respondent Nos. 1 and 2 are directed to deposit as per direction in Clause No.5 of order/award, deposit amount of Rs.5,00,000/- each in any Nationalize Bank for a period of five years with liberty to receive quarterly interest to be paid on the said amount.

5. Application stands disposed of.

CIVIL APPLICATION (CAF) STAMP NO. 9619/2022

Civil Application Stamp No. 9619/2022, is not pressed and accordingly disposed of.

(SMT. M.S. JAWALKAR, J.)