

General Manager (R and R) Vs. Narayan Singh

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Court : Madhya Pradesh

Decided On : Jul-30-2012

Appellant : General Manager (R and R)

Respondent : Narayan Singh

Advocate for Pet/Ap. : Shri. A.J.Pawar

Judgement :

F.A.No.466/2012 30.7.2012 Shri R.N.Singh, learned Senior Advocate assisted by Shri A.J.Pawar, Counsel for appellant.

Shri Jaideep Singh, Dy.G.A for respondents No.5.

I.A.No.7076/12 under Section 149 of CPC for extension of time for payment of deficit court-fee.

Alongwith the application, the appellant has paid deficit court- fee.

Considering aforesaid, prayer made in the application is allowed.

Time period for payment of deficit court-fee is extended till 22.6.2012, the date on which deficit court-fee was paid.

Admit.

Notice on behalf of respondent no.5 is accepted by Shri Jaideep Singh, Dy.G.A. Issue notice to the other respondents.

Steps within a period of one week by Regd.

A/D mode.

Record of the reference Court and Land Acquisition Officer be summoned.

I.A.No.5229/12 for stay Till further orders. following directions are issued:- (i) Appellant to deposit 50% of the awarded amount within a period of one month before the reference Court.

(ii) Appellant shall also furnish security for the remaining amount as is required under Order 41 rule 5 of CPC to the satisfaction of the reference Court.

(iii) On compliance of the aforesaid, execution of the impugned award shall remain stayed.

Respondents/claimants shall be entitled to withdraw the amount by furnishing security to the satisfaction of the reference Court.

In case the amount is not withdrawn within a period of one month from the date of notice, the reference Court shall invest the deposited amount in a beneficial TDR in a nationalised bank, initially for a period of one year, extendable, in case the appeal is not heard and decided within aforesaid period.

F.A.No.466/2012 Be listed alongwith F.A.No.726/11 and other connected matters for analogous hearing.

C.C.as per rules.

(Krishn Kumar Lahoti) (Smt.Vimla Jain) Judge Judge M.

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