

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 2321 OF 2015
IN
FIRST APPEAL NO. 2091 OF 2014

MANIK RAMA BODKE (DIED L. RS.)
SMT. HIRKANBAI MANIKRAO SHINDE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2320 OF 2015
IN
FIRST APPEAL NO. 2092 OF 2014

PANDURANG RAMA BODKE
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2323 OF 2015
IN FA/2104/2014

SANJAY PANDITRAO BIRAJDAR DEAD THROUGH HIS LRS SINDHUBAI
PANDITRAO BIRAJDAR AND O
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2322 OF 2015
IN FA/2103/2014

JEEVAN RAJU BIRAJDAR AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2325 OF 2015
IN FA/2102/2014

SURYABHAN SHANKAR BIRAJDAR
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2326 OF 2015
IN FA/2099/2014

VIJAYKUMAR NIVRUTTIRAO SHINDE
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

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WITH
CIVIL APPLICATION NO. 2327 OF 2015
IN FA/2100/2014

RAVINDRA NIVRUTTIRAO SHINDE
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2328 OF 2015
IN FA/2094/2014

SHANTABAI BIRU SONTAKKE
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2332 OF 2015
IN FA/2095/2014

SANTRAM GUNDA GHODKE
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2329 OF 2015
IN FA/2097/2014

BIRU MAHADU SONTAKKE DEAD THROUGH HIS LRS SHANTABAI BIRU
SONTAKKE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2331 OF 2015
IN FA/2098/2014

RAMESH VITTHALRAO MORE (DIED L.RS.) SHAKUNTALA RAMESH MORE
AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2343 OF 2015
IN FA/311/2015

SUDHAKAR SHANKAR BIRAJDAR (DIED L.RS.) SWATI SUDHAKAR
BIRAJDAR
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2344 OF 2015

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IN FA/306/2015

VENKAT NAGORAO GAIKWAD
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2346 OF 2015
IN FA/290/2015

MADHAV TIPPA GHODKE (DEAD THOURGH L.RS.) RATANBAI MADHAV
GHODKE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2347 OF 2015
IN FA/308/2015

SHRIMANT KRISHNAJI BIRAJDAR
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2348 OF 2015
IN FA/310/2015

CHANDRAKANT SHANKAR BIRAJDAR
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2349 OF 2015
IN FA/309/2015

SAYYAD DILAWAR KHAJABHAI AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2350 OF 2015
IN FA/287/2015

DILIP MARUTI GHODKE
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2351 OF 2015
IN FA/342/2015

VITTHAL TUKARAM BIRAJDAR
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

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WITH
CIVIL APPLICATION NO. 2352 OF 2015
IN FA/312/2015

KISAN RAJARAM TELANG (DEAD THROUGH L.RS.) SANJU @ SANJAY
KISAN TELAND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2353 OF 2015
IN FA/297/2015

BAPU TIPPA GHODKE
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2354 OF 2015
IN FA/291/2015

SHIVAJI MAHADU SONTAKKE
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2355 OF 2015
IN FA/343/2015

ANANT TUKARAM BIRAJDAR
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2356 OF 2015
IN FA/292 /2015

LALITA ASHOK DANDGE
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2357 OF 2015
IN FA/340/2015

DASRAO MARTANDRAO INAMDAR, HIS POWER OF ATTORNEY VILAS
DASRAO INAMDAR
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2358 OF 2015
IN FA/341/2015

HARI TUKARAM BIRAJDAR
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

WITH
CIVIL APPLICATION NO. 2359 OF 2015
IN FA/307/2015

RAMESH NAGORAO GAIKWAD (DEAD THROUGH L.RS. CHAYABAI
RAMESH GAIKWAD AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

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Advocate for the applicants: Mr. N.B. Khandare
AGP for respondent No.1: Mrs. A.V. Gondhalekar, Mr. S.G. Karlekar, Mrs.
S.A. Dhumal, Mr. K.J. Ghute Patil, in respective applications
Advocate for respondent No.2: Mr. S.S. Dande

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**CORAM : R. M. BORDE AND
V. K. JADHAV, JJ.**

DATED : 27th MARCH, 2015

P.C. :-

1. Heard.
2. These are the applications seeking withdrawal of amount deposited by the M.I.D.C. in this Court towards enhanced compensation. Considering the contentions raised by the applicants, the applications need to be allowed and the same are accordingly allowed partly.
3. The applicants shall be permitted to withdraw 25% of the amount out of the amount deposited by the acquiring body/appellant

in this court on furnishing undertaking to the effect that in the event of success of appeals, the applicants would re-deposit the amount in this Court within a period of 12 weeks from such decision. Further a sum of Rs.25% out of the amount deposited by the acquiring body in this Court shall be permitted to be withdrawn by the applicants on furnishing solvent security for the like amount.

4. The balance amount of 50% out of the amount deposited by the acquiring body in this court shall be deposited in fixed deposit in any Nationalized Bank, initially for a period of three years. The fixed deposit shall be renewed thereafter until disposal of the appeal.

5. With the directions as above, civil applications stand disposed of.

(V. K. JADHAV, J.)

(R. M. BORDE, J.)

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