

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO. 4534 OF 2015
IN
FIRST APPEAL NO. 72 OF 2015**

Muzaffar Mahmood Haji Mahmood Khan. ...Applicant

versus

The State of Maharashtra & anr. ...Respondents

.....
Mr. A. D. Kasliwal, Advocate for applicant.
Mr. S. V. Kurundkar, Advocate for respondent No. 1.
Mr. D. R. Korde, A. G. P. for respondent/State.
.....

CORAM : N.W. SAMBRE, J.

DATE : 24TH APRIL, 2015

ORAL ORDER :

. The appeal of the acquiring body is already admitted.

2. The present application is seeking permission to withdraw the amount of Rs 1,17,62,668/- which is strongly objected by the acquiring body, as according to the appellant, exorbitant compensation is awarded.

3. Be that as it may, in the fitness of things and for the reasons stated in the application, it will be appropriate that present

applicant is permitted to withdraw Rs. 50,00,000/- (Rs. Fifty Lacs only) upon furnishing an undertaking and Rs.25,00,000/- (Rs. Twenty Five Lacs only) upon furnishing an indemnity bond.

4. Rest of the amount be kept in fixed deposit initially for period of three years in any nationalized bank.

5. The civil application stands disposed of in above terms.

[N.W. SAMBRE, J.]

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