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

CIVIL APPLICATION NO. 7087 OF 2015  
IN WP/2284/2013

ASHABI KHAJAMIYA MIRZA  
VERSUS  
NAVYUVAK SHIKSHAN SANSTHA AND OTHERS

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Advocate for Applicant : Mr.Adgaonkar Ravibhushan P.  
AGP for Respondent No.6 : Smt.V.A.Naik.  
Advocate for Respondent Nos.1 to 3. : Mr.V G Sakolkar for original  
Petitioners.  
Advocate for Respondent No.5 : Mr.S.G.Rudrawar.

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**CORAM: RAVINDRA V. GHUGE, J.**

**DATE :- 31<sup>st</sup> July, 2015**

Per Court:

1           An amount of Rs.57,000/- has been deposited by the original  
Petitioners/ Non Applicants pursuant to the order passed by this Court on  
29.09.2014 in the Writ Petition, on 28.10.2014.

2           It was erroneously stated before this Court while passing the  
order on 03.03.2015 that an amount of Rs.75,000/- has been deposited.  
The Applicant seeks leave to correct the amount in paragraph 4 and  
prayer clause (B) of the Civil Application. Leave granted. Correction be  
carried out forthwith.

3               Shri Adgaonkar submits that the total back-wages amount is Rs.10 lac approximately. The Applicant desires to withdraw the amount of Rs.57,000/- deposited in this Court, without prejudice to his contentions that the back-wages amount is Rs.10 lac approximately. The Applicant is prepared to submit a solvent surety while withdrawing the said amount.

4               Shri Sakolkar, learned Advocate for the original Petitioners/ Non Applicant Nos.1 to 3, submits that the Applicant has resorted to the execution proceedings in which the aspect of actual back-wages would be gone into. If the Applicant desires to withdraw Rs.57,000/- as are deposited by the original Petitioners, he will do so provided he submits a solvent surety and an undertaking that the Applicant would refund the said amount in the event he fails in this petition.

5               In the light of the above, this Civil Application is allowed. The amount deposited by the Petitioners/ Management being Rs.57,000/- (Rupees Fifty Seven Thousand) are permitted to be withdrawn by the Applicant subject to furnishing a solvent surety and an undertaking that the said amount would be returned in the event the Applicant fails in this petition.

**(RAVINDRA V. GHUGE, J.)**