

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

CIVIL APPLICATION NO.7339 OF 2015
IN
FIRST APPEAL NO.839 OF 2014
WITH
CIVIL APPLICATION NO.7338 OF 2015
IN
FIRST APPEAL NO.841 OF 2014

Utkarsh Co-op. Housing Society
Ltd., Nakshtrawadi, Aurangabad
through its Secretary

.. Applicant

Versus

State of Maharashtra and ors.

.. Respondents

Mr P.R. Tandale, Advocate for applicant
Mr P.P. More, AGP for respondent No.1

- WITH -

FIRST APPEAL NO.1148 OF 2015
- WITH -

FIRST APPEAL NO.1149 OF 2015

The Aurangabad Municipal
Corporation, Aurangabad
through its Commissioner

.. Appellant

Versus

Utkarsh Gruh Nirman Co-op.
Housing Society,
Nakshtrawadi, Aurangabad
through its Secretary and ors.

.. Respondents

Mr A.R. Salve, Advocate for appellant
Mr P.P. More, A.G.P. for respondent No.2

CORAM : N.W. SAMBRE, J.

DATE : 20th July 2015

PER COURT

Heard.

2. These are applications by the appellants for withdrawal of the amount.

3. Applications are objected by the learned A.G.P. for acquiring body on the ground that the enhancement as was granted is exorbitant and the appeals of the acquiring body are already admitted.

4. In my opinion, it will be appropriate to allow the applicants to withdraw the amount to the extent of 50% as awarded by the reference Court.

5. Applications stand allowed in above terms.

(N.W. SAMBRE, J.)

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