

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

CIVIL APPLICATION NO.9275 OF 2015
IN
FIRST APPEAL NO.68 OF 2014

Bgagwat w/o Dadasaheb Borkar

..Applicant

Versus

The Executive Engineer,
Minor Irrigation Division, Jalna
through Assistant Engineer,
Minor Irrigation, Sub Division
Mantha, District Jalna and or.

..Respondents

Mrs Asha D. Rakh, Advocate for applicant
Mr S.C. Arora, Advocate for respondent No.1
Mr G.R. Ingole, A.G.P. for respondent Nos 2 and 3

WITH
CIVIL APPLICATION NO.9280 OF 2015
IN
FIRST APPEAL NO.75 OF 2014

Shivkumar Amrutrao Solanke
and ors.

..Applicants

Versus

Versus

The Executive Engineer,
Minor Irrigation Division, Jalna
through Assistant Engineer,
Minor Irrigation, Sub Division
Mantha, District Jalna and or.

..Respondents

Mr P.R. Katneshwarkar, Advocate for applicants
Mr S.C. Arora, Advocate for respondent No.1
Mr G.R. Ingole, A.G.P. for respondent Nos 2 and 3

WITH
CIVIL APPLICATION NO.9276 OF 2015
IN
FIRST APPEAL NO.70 OF 2014

Rukmanibai Sakharam Gore

..Applicant

Versus

The Executive Engineer,
Minor Irrigation Division, Jalna
through Assistant Engineer,
Minor Irrigation, Sub Division
Mantha, District Jalna and or.

..Respondents

Mr P.R.Katneshwarkar, Advocate for applicant
Mr S.C. Arora, Advocate for respondent No.1
Mr D.R. Korde, A.G.P. for respondent Nos 2 and 3

WITH
CIVIL APPLICATION NO.9279 OF 2015
IN
FIRST APPEAL NO.69 OF 2014

Vishnu Balaram Gore

..Applicant

Versus

The Executive Engineer,
Minor Irrigation Division, Jalna
through Assistant Engineer,
Minor Irrigation, Sub Division
Mantha, District Jalna and or.

..Respondents

Mrs Asha D. Rakh, Advocate for applicant
Mr S.C. Arora, Advocate for respondent No.1
Mr P.P. More, A.G.P. for respondent Nos 2 and 3

WITH
CIVIL APPLICATION NO.9282 OF 2015
IN
FIRST APPEAL NO.73 OF 2014

Bapurao Uttamrao Borkar

..Applicant

Versus

The Executive Engineer,
Minor Irrigation Division, Jalna
through Assistant Engineer,
Minor Irrigation, Sub Division
Mantha, District Jalna and or.

..Respondents

Mrs Asha D. Rakh, Advocate for applicant
Mr S.C. Arora, Advocate for respondent No.1
Mr G.R. Ingole, A.G.P. for respondent Nos 2 and 3

CIVIL APPLICATION NO.9283 OF 2015
IN
FIRST APPEAL NO.71 OF 2014

Sandeep Uttamrao Gore

..Applicant

Versus

The Executive Engineer,
Minor Irrigation Division, Jalna
through Assistant Engineer,
Minor Irrigation, Sub Division
Mantha, District Jalna and or.

..Respondents

Mrs Asha D. Rakh, Advocate for applicant
Mr S.C. Arora, Advocate for respondent No.1
Mr D.R. Korde, A.G.P. for respondent Nos 2 and 3

CIVIL APPLICATION NO.9284 OF 2015
IN
FIRST APPEAL NO.76 OF 2014

Walhabai Ramdas Gore

..Applicant

Versus

The Executive Engineer,
Minor Irrigation Division, Jalna
through Assistant Engineer,
Minor Irrigation, Sub Division
Mantha, District Jalna and or.

..Respondents

Mr P.R. Katneshwarkar, Advocate for applicant
Mr S.C. Arora, Advocate for respondent No.1
Mr P.P. More, A.G.P. for respondent Nos 2 and 3

CIVIL APPLICATION NO.9285 OF 2015
IN
FIRST APPEAL NO.77 OF 2014

Ek Nath Dadasaheb Borkar

..Applicant

Versus

The Executive Engineer,
Minor Irrigation Division, Jalna
through Assistant Engineer,
Minor Irrigation, Sub Division
Mantha, District Jalna and or.

..Respondents

Mrs Asha D. Rakh, Advocate for applicant
Mr S.C. Arora, Advocate for respondent No.1
Mr G.R. Ingole, A.G.P. for respondent Nos 2 and 3

WITH
CIVIL APPLICATION NO.9281 OF 2015
IN
FIRST APPEAL NO.74 OF 2014

Usha Manikrao Borkar

..Applicant

Versus

The Executive Engineer,
Minor Irrigation Division, Jalna
through Assistant Engineer,
Minor Irrigation, Sub Division
Mantha, District Jalna and or.

..Respondents

Mr P.R. Katneshwark, Advocate for applicant
Mr S.C. Arora, Advocate for respondent No.1
Mr G.R. Ingole, A.G.P. for respondent Nos 2 and 3

CORAM : N.W. SAMBRE, J.

DATE : 14th August 2015

PER COURT

1. The amounts deposited in this Court are sought to be withdrawn by the claimants pursuant to the dismissal of the appeals by judgment/order dated 11th February, 2015, preferred by the acquiring body.
2. Mr Arora, learned Counsel for respondent No.1-acquiring body would urge that he needs to take instructions so as to prefer appeal against the judgment of dismissal of appeals preferred by the acquiring body.

3. The said request is opposed by learned Counsel for the claimants, as according to them, the appeal period is already over and these matters are adjourned time and again at the behest of acquiring body.

4. In my opinion, once the appeals of the acquiring body are already disposed of and the time for filing appeal is already over, it will be appropriate to allow the claimants to withdraw the amount.

5. In view of above, the amount deposited in this Court is permitted to be withdrawn by the claimants.

6. Civil Applications stands allowed in above terms.

(N.W. SAMBRE, J.)

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