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

**CIVIL APPLICATION NO. 12567 OF 2014**  
**IN**  
**FIRST APPEAL STAMP NO.26359 OF 2014**

The Executive Engineer, MID, Latur

APPLICANT

VERSUS

Madhukar Digambar Kulkarni & Another

RESPONDENTS

**WITH**  
**CIVIL APPLICATION NO. 12565 OF 2014**  
**IN**  
**FIRST APPEAL STAMP NO.26329 OF 2014**

.....

Mr. D. B. Pawar, Advocate for the applicant

Mr. S. G. Sangle, AGP for respondent State

Mr. V. R. Jain, Advocate for respondent – claimant

.....

**[CORAM : M. T. JOSHI, J.]**

**DATE : 9<sup>th</sup> MARCH, 2015**

**ORDER :**

1. Heard both the sides.
2. For the reasons stated in the applications, delay in filing the appeals is hereby condoned. The applications are allowed without any order as to costs.

**[M. T. JOSHI, J.]**

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

**CIVIL APPLICATION NO. 12568 OF 2014**  
**IN**  
**FIRST APPEAL STAMP NO.26359 OF 2014**

The Executive Engineer, MID, Latur  
VERSUS

APPLICANT

Madhukar Digambar Kulkarni & Another

RESPONDENTS

**WITH**  
**CIVIL APPLICATION NO. 12566 OF 2014**  
**IN**  
**FIRST APPEAL STAMP NO.26329 OF 2014**

.....  
Mr. D. B. Pawar, Advocate for the applicant  
Mr. S. G. Sangle, AGP for respondent State  
Mr. V. R. Jain, Advocate for respondent – claimant

.....  
**[CORAM : M. T. JOSHI, J.]**  
**DATE : 9<sup>th</sup> MARCH, 2015**

**ORDER :**

1. Heard. Mr. Pawar, learned advocate submits that the amount, earlier directed to be deposited could not be deposited for want of budgetary provisions.

2. In the circumstances, interim stay to the execution of the impugned award granted earlier is hereby made absolute on the same terms and condition, subject to the appellant deposits the amount covered under the impugned awards in this Court within a period of twelve weeks from the date of this order. Upon failure to deposit the amount within stipulated time, the stay shall stand vacated and the applications for stay shall stand dismissed without any further reference to the Court.

3. Both the applications stand disposed of.

**[M. T. JOSHI, J.]**

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

**FIRST APPEAL STAMP NO.26359 OF 2014**

The Executive Engineer, MID, Latur

APPELLANT

VERSUS

Madhukar Digambar Kulkarni & Another

RESPONDENTS

**WITH**

**FIRST APPEAL STAMP NO.26329 OF 2014**

.....

Mr. D. B. Pawar, Advocate for the appellant

Mr. S. G. Sangle, AGP for respondent State

Mr. V. R. Jain, Advocate for respondent – claimant

.....

**[CORAM : M. T. JOSHI, J.]**

**DATE : 9<sup>th</sup> MARCH, 2015**

**ORDER :**

1. Heard.
2. **Admit.**
3. Mr. Jain, learned advocate waives notice for respondent No.1 and learned AGP waives for respondent No.2
4. Print and preparation of paper book dispensed with.

**[M. T. JOSHI, J.]**