

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

CIVIL APPLICATION NO. 1894 OF 2016 IN FAST/20763/2014

RAJESAHEB KISHANRAO SHINDE DIED HIS LRS KALINDIBAI
AND ANOTHER
VERSUS
MAHARASHTRA INDUSTRIAL DEVELOPMENT CORPORATION
THROUGH REGIONAL OFFICER AND OTHER

...
Advocate for Applicants : Mr U R Awate
Advocate for Respondents : Mr S B Bhosale
AGP for Respondents : Mr. D R Korde

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CORAM : V.K. JADHAV, J.
Dated: March 07, 2016

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PER COURT :-

1. Heard learned counsel for the applicant.
2. Learned counsel for respondent submits that, the applicants/original claimants may be permitted to withdraw 50% of the total amount of compensation on condition of furnishing an undertaking for 25% of the amount of said 50% amount and, for the remaining 25% amount to furnish a bank guarantee.
3. Learned counsel appearing for the applicant submits that, the applicants are ready to furnish undertaking to the extent of 25% of the amount out of 50% amount and, for remaining 25% amount, the applicants are ready to furnish solvent surety to the satisfaction of the Court.

4. In view of this, following order is passed.

O R D E R

I. The applicants/original claimants are permitted to withdraw 50% amount deposited by respondent no.1/appellant before this Court, on following conditions :-

a] The applicants shall furnish an undertaking to the extent of 25% amount of withdrawal and for the remaining 25% of the amount, the applicants shall furnish solvent surety to the satisfaction of the Registrar (Judicial) of this Court, within four weeks from today.

B] Remaining 50% amount shall be invested in any Nationalized Bank, till the disposal of the appeal.

2. Civil Application is accordingly disposed of.

(V.K. JADHAV, J.)

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aaa/-