

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

CIVIL APPLICATION NO. 5756 OF 2016 IN FAST/25149/2015

SHESHERAO LAXMANRAO BARHATE AND ANOTHER
VERSUS
THE EXECUTIVE ENGINEER, MAJALGAON LEFT HAND CANAL,
DIVISION NO.10, PARBHANI AND O

...
Advocate for Applicants : Mr V D Bhise
AGP for Respondents: Mr K D Mundhe
Advocate for Respondents : Mr R C Patil

...
CORAM : V.K. JADHAV, J.
Dated: May 04, 2016

...
PER COURT :-

1. Heard learned counsel for the respective parties.
2. This is an application for withdrawal of amount. The learned counsel for the respondent no.1 submits that reference court has enhanced the compensation exorbitantly. The learned counsel submits that the applicants, therefore, may not be permitted to withdraw the entire amount.
3. In view of this, the application is partly allowed.
4. The applicants are permitted to withdraw 75% of the amount deposited before this Court subject to furnishing undertaking to the satisfaction of the Registrar (Judicial) of this Court. Remaining 25% amount shall be kept in Fixed Deposit in any Nationalized Bank, initially for a period of three years and the fixed deposit be renewed thereafter from time to time till the disposal of the first appeals.
5. Civil application is accordingly disposed of.

(V.K. JADHAV, J.)

...

aaa/-