

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

CIVIL APPLICATION NO. 9042 OF 2016
IN FA/866/2016

PARUBAI MADHUKAR MIRGE
VERSUS
THE EXECUTIVE ENGINEER, LOWER DUDHANA PROJECT SELU, NOW
EXE ENGINEER, JALNA IRRIGATION DEPTT. JALNA AND ORS.

WITH

CIVIL APPLICATION NO. 9044 OF 2016
IN FA/865/2016

RAMESHWAR SAMPATRAO MIRGE
VERSUS
THE EXECUTIVE ENGINEER, LOWER DUDHANA PROJECT SELU, NOW
EXE ENGINEER, JALNA IRRIGATION DEPTT. JALNA ANR ORS.

Mr D.M. Kakade, Advocate for applicants
Mr S.G. Bhalerao, Advocate for respondent No.1
Mr S.N. Morampalle, A.G.P. for respondent No.2 in
C.A.No.9042/2016 and Mr K.N. Lokhande, A.G.P. for respondent
No.2 in C.A.No.9044/2016

CORAM : V.K. JADHAV, J.

DATE : 15th July 2016

PER COURT

1. Learned Counsel for the applicants submits that the applicants from the same group are permitted to withdraw the amount with certain conditions.
2. In view of this, even though the learned Counsel appearing for acquiring body has opposed the applications, the applicants are permitted to withdraw the amount in the same manner, as per the order below :
3. The applicants are permitted to withdraw 75% of the amount deposited before this Court subject to furnishing undertaking to the

satisfaction of Registrar (Judicial) of this Court. Remaining 25% amount shall be kept in any nationalised Bank till disposal of the appeal.

4. Civil Applications are partly allowed accordingly.

(V.K. JADHAV, J.)

vvr