

- 1 -

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO.8957/2016
IN
FIRST APPEAL NO.1616/2016

Tukaram Balu Chame,
through his GPA Holder
Vaijnath Tukaram Chame.
...Applicant..

Versus

MIDC, through Divisional Office,
Latur & another.
...Respondents...

.....
Shri Girish N. Kulkarni (Mardikar), Advocate for
applicant.
Shri S.S. Dande, Advocate for respondent no.1.
Shri M.B. Bharaswadkar, AGP for the State.
.....

CORAM: R.M. BORDE &
K.L. WADANE, JJ.

DATE: 24.06.2016

ORDER :

1] This is an application seeking withdrawal of the
amount deposited by the acquiring body in this Court.
2] Considering the order passed by this Court in
identical matters, we direct as follows:-

a] The applicant shall be permitted to withdraw 25%
of the amount out of the total amount deposited on

- 2 -

furnishing personal undertaking to this Court that in the event of success of appeal, he will refund the amount within a period of one month from the date of issuance of such order.

b] The applicant is permitted to withdraw further sum of 25% deposited, on furnishing solvent surety in the like amount.

c] The applicant is permitted to withdraw further sum of 25% out of the amount deposited on furnishing bank guarantee of a Scheduled Bank or Nationalized Bank in the like amount.

d] Balance 25% amount out of the total amount deposited by the acquiring body in this Court shall be invested in fixed deposit receipts initially for a period of three years and the fixed deposit receipts be renewed thereafter until disposal of appeal.

3] Civil application stands disposed of accordingly.

(K.L. WADANE, J.)

(R.M. BORDE, J.)