

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 13340 OF 2016

IN

FIRST APPEAL NO. 685 OF 2016

(Sow. Padmaja w/o Subhashrao Deshmukh died through
L.R's. Subhash s/o Rangrao Deshmukh and another Vs. The
Executive Engineer and another)

AND

CIVIL APPLICATION NO. 13339 OF 2016

IN

FIRST APPEAL NO. 689 OF 2016

(Shashikant s/o Devidasrao Kulkarni Vs. The Executive
Engineer and another)

AND

CIVIL APPLICATION NO. 13341 OF 2016

IN

FIRST APPEAL NO. 684 OF 2016

(Sow. Sangita w/o Vishnupant Godhane and others Vs. The
Executive Engineer and another)

AND

CIVIL APPLICATION NO. 13342 OF 2016

IN

FIRST APPEAL NO. 686 OF 2016

(Manik s/o Eknath Chigure and another Vs. The Executive
Engineer and another)

AND

CIVIL APPLICATION NO. 13343 OF 2016

IN

FIRST APPEAL NO. 690 OF 2016

(Shri Gajanan Maharaj Mandir Trust, Latur Vs. The
Executive Engineer and another)

AND

CIVIL APPLICATION NO. 13334 OF 2016

IN

FIRST APPEAL NO. 683 OF 2016

(Ashok s/o Nagnath Ghavane and others Vs. The Executive
Engineer and another)

AND

CIVIL APPLICATION NO.13345 OF 2016

IN

FIRST APPEAL NO. 688 OF 2016

(Madanlal s/o Mangilal Gilda Vs. The Executive Engineer
and another)

AND

CIVIL APPLICATION NO. 13346 OF 2016
IN
FIRST APPEAL NO. 687 OF 2016
(Hariba Eknath Chigure died through his L.Rs. Maruti s/o
Haribhau Chigure and another Vs. The Executive Engineer
and another)

Mr. S.S. Manale, Advocate for the applicants in all the
Civil Applications

Mr. M.N. Navandar, Advocate for respondent no.1 in all
the civil applications

Mr. S.J. Salgare, A.G.P. for respondent no.2/State

CORAM : R.M. BORDE AND
SANGITRAO S. PATIL, JJ.

DATE : 18th November, 2016

PER COURT :

Heard.

2. The respondent no.1 – the Acquiring Body was directed to deposit 50% of the amount out of the decretal amount awarded by the Reference Court and in pursuance to the directions, the amount has been deposited. The applicants in all these applications shall be permitted to withdraw 50% of the amount out of amount deposited by the Acquiring Body, on furnishing an undertaking to this Court to the effect that in the event of success in the first appeals presented by the Acquiring Body, the concerned applicants shall redeposit

the amount now allowed to be withdrawn, within a period of eight weeks from the date of such adverse decision.

3. The balance amount to the tune of 50% out of the amount deposited by the Acquiring Body shall be permitted to be withdrawn by the applicants on furnishing solvent security or the bank guarantee of a nationalised bank or the scheduled bank.

4. With the above directions, all the civil applications are disposed of.

[SANGITRAO S. PATIL]
JUDGE

[R.M. BORDE]
JUDGE

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