

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

918 CIVIL APPLICATION NO. 14682 OF 2016
IN FA/3177/2015

DATTATRAYA VITTHALRAO KAPSE
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

...
Advocate for Applicant : Murge Estling S
AGP for Respondents: S.P. Deshmukh
...

CORAM : P.R. BORA, J.
DATE : 16-11-2016.

P.C. :

1. Heard the learned counsel appearing for the applicants i.e. original claimants and learned A.G.P. Considering the contentions raised in the application for withdrawal of the deposited amount and having regard to the grounds of objection raised in the appeal in exception to the impugned judgment and award, I deem it appropriate to pass the following order.

ORDER

- i) The applicants are permitted to withdraw 70% of the deposited amount on submitting an undertaking that in the event any adverse order is passed they will re-deposit the amount so withdrawn by them within four months of passing such order.
- ii) Balance 30% amount be invested in any

nationalized bank in F.D.R. initially for a period of two years and if required, for a further period till the disposal of the appeal. Civil application stands disposed of.

(P.R. BORA)
JUDGE

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