

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

**CIVIL APPLICATION NO. 15226 OF 2015
IN
SECOND APPEAL NO. 198 OF 2011**

Afsar Khan Bashir Khan & Ors. **..... APPLICANTS**

V E R S U S

Shaikh Gulab Shaikh Hussain
- died Thr. L.Rs. & Ors. **..... RESPONDENTS**

.....

Mr. R.R.Shaikh, Advocate for applicants.

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CORAM : T.V.NALAWADE, J.

DATE : 29th APRIL, 2016

ORAL ORDER :-

1. The application is filed for permission to withdraw the amount deposited in Second Appeal No. 198 of 2011 by the appellant of that proceeding. The present applicants/original plaintiffs were respondents in the Appeal and subject to cost of payment of ₹ 25,000/-, the Appeal is allowed and the matter is remanded back to the trial Court.

2. In view of the circumstances and the Order made by this Court on 24/07/2014, the application is allowed. Permission is granted to withdraw the amount. The amount is to be given to the original plaintiffs. If power of attorney is

produced, the amount can be given to any one of the plaintiffs.

[T.V.NALAWADE, J.]

KNP/C.A. 15226.2015 in S.A. 198.2011.odt