

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

**Civil Application No. 2122 of 2016
In
First Appeal No.216 of 2012**

Balaji S/o. Nagnath Wadkar. .. **Applicant.**

Versus

The State of Maharashtra
And Others. .. **Respondents.**

Shri. V.G. Sakolkar, Advocate, for applicant.

Ms R.P. Gaur, Assistant Government Pleader, for
respondent Nos.1 and 3.

Smt. Geeta L. Deshpande, Advocate, for respondent No.2.

CORAM: T.V. NALAWADE, J.

DATE : 23rd FEBRUARY 2016

ORDER:

1) The application is filed by the original claimant for permission to withdraw the amount deposited by the acquiring body. Learned counsel for the applicant has produced copy of order made by this Court in Civil Application No.398 of 2016 with connected matters. He submits that similar relief is granted by this Court to other

claimants. The copy of order is taken on record. Learned counsel for the acquiring body is present. In view of these circumstances, following order is made.

2) Permission is granted to withdraw the amount to the extent of 75% of the amount subject to giving undertaking for depositing the amount if the appellant succeeds. The remaining 25% amount is to be given after giving solvent surety in respect of that amount. In those terms the application is allowed and disposed of.

Sd/-
(T.V. NALAWADE, J.)

rs1