

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

912 FIRST APPEAL NO. 3754 OF 2016
WITH CA/15515/2016 IN FA/3754/2016 WITH FA/3755/2016 WITH
CA/15513/2016 IN FA/3755/2016 WITH FA/3756/2016 WITH
CA/15514/2016 IN FA/3756/2016

THE EXECUTIVE ENGINEER, LOWER DUDHANA PROJECT DIVISION
SELU NOW E.E. JALNA IRRIGA
VERSUS
MACHHINDRANATH KACHRU INGOLE

with
932 CIVIL APPLICATION NO. 13426 OF 2016
IN FA/3773/2016 WITH CA/15516/2016 IN FA/3773/2016

EXECUTIVE ENGINEER, LOWER DUDHNA PROJECT DIVISION, SAILU
NOW JALNA IRRIGATION DIV
VERSUS
SAYYED USMAN SAYYED JAINUSHA

with
933 CIVIL APPLICATION NO. 13433 OF 2016
IN FA/3776/2016 WITH CA/13435/2016 IN FA/3774/2016 WITH
CA/13437/2016 IN FA/3775/2016 WITH CA/15517/2016 IN
FA/3775/2016 WITH CA/15518/2016 IN FA/3774/2016 WITH
CA/15519/2016 IN FA/3776/2016

EXECUTIVE ENGINEER, LOWER DUDHNA PROJECT DIVISION, SAILU
NOW JALNA IRRIGATION DIV
VERSUS
DASHRATH GUNAJI KAMBLE DIED THR LRS RAMRAO AND ANR

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Advocate for Appellant : Reddy Ranjana D., B.R. Surwase
Advocate for Respondents : Humbe Vilas M. For R/sole
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CORAM : P.R. BORA, J.
DATE : 29-11-2016.

P.C. :

1. Since arguable issues are raised.
2. Admit.

3. Call for record and proceedings.
4. Hearing of the appeals be expedited. Learned counsel Shri V.M. Humbe, waives for respondents i.e. original claimants.
5. Heard the learned counsel for the applicants and learned counsel for the acquiring body. Considering, the submissions so made, I am inclined to pass the following order:

ORDER

- i) The applicants are permitted to withdraw 50% 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amount on submitting an undertaking that in the event any adverse order is passed they will re-deposit the amount so withdrawn by them within four months of passing such order.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 50% 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.
- iii) Civil applications stand disposed of.

(P.R. BORA)
JUDGE