

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

(1) CA NO.3633 OF 2017gr

**8 CIVIL APPLICATION NO. 3633 OF 2017
IN FA/775/2016
WITH
CA/3634/2017 IN FA/774/2016**

VITTHAL JAYSING DHANAWAT AND ANR
VERSUS
THE EXECUTIVE ENGINEER, IRRIGATION DEPT. DIV. NO.1
AURANGABAD THR G.M.I.D.C. AURA

...
Mr. J.M.Murkute, Adv., for Mr.Mr. V.R.Barhate, Adv., for the
applicant.

Mr. S.P.Sonpawale, AGP for respondent State.
Mr. S.G.Bhalerao, Adv., for respondent no.1.

...
CORAM : P.R. BORA, J.
Dated: July 28, 2017
...

PER COURT :-

1. By filing the present applications, the claimants have sought permission to re-deposit the amount of 25 per cent permitted to be withdrawn by them on furnishing Bank guarantee. Learned Counsel submitted that though the applicants have withdrawn the 25 per cent amount and have submitted Bank guarantee in that regard in this Court, the claimants are subjected to pay interest on the said amount to the Bank and that is not in any way in the interest of the claimants. The claimants have, therefore, prayed for permission to re-deposit the said amount and discharge the Bank guarantee submitted by them for withdrawal of the said amount. I find the request worth considering and do not see any impediment in allowing the said request. Hence, the

agp/-

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

(2) CA NO.3633 OF 2017gr

following order:

ORDER

1. The applications are allowed in terms of prayer clause "B" in the respective applications. The applicants shall re-deposit the amount within a period of two weeks.

Place the matters for final disposal on 4th of September, 2017.

(P.R. BORA, J.)

...