

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

CIVIL APPLICATION NO. 4605 OF 2017
IN FA/2717/2013

DINESH GHEVARCHAND KHIVSARA
VERSUS
SPECIAL LAND ACQUISITION OFFICER, GENERAL DHULE AND ORS

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Advocate for Applicants : Shri Deshpande C.R.
AGP for Respondents/ State : Shri B.A.Shinde.
Advocate for Respondents : Shri R. C. Patil For R/3

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CORAM: V.K. JADHAV, J.
DATE :- 07th April, 2017.

Per Court:

1 The learned counsel for the Applicant submits that the father of the Applicant is on deathbed. It is not possible for the Applicant to come here to withdraw the amount as per the order passed by this Court dated 20.08.2014. The learned counsel submits that the amount may be transferred to the District Court, Dhule and the Applicant is ready to furnish a personal bond to the satisfaction of the District Court, Dhule with an undertaking as directed by this Court in the order dated 20.08.2014.

2 The learned counsel for the Respondents has no objection.

3 In view of the above, the order dated 20.08.2014 is modified and paragraph (A) of the operative part of the said order is modified as

under:-

"The amount deposited before this Court be transferred to the District Court, Dhule and the Applicant is entitled to withdraw the said amount by furnishing a personal bond to the satisfaction of the District Court, Dhule with an undertaking that as and when the Applicant is called upon to return the amount, he will return the same with interest at the rate of 6% per annum within eight weeks."

4 The Civil Application is accordingly, disposed of.

(V.K. JADHAV, J.)