

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

**CIVIL APPLICATION NO. 9718 OF 2017
IN
FIRST APPEAL NO. 296 OF 2016**

Sainath Tatyrao Tayde

...APPLICANT

versus

The Executive Engineer,
Minor Irrigation Division No. 1
Aurangabad and another

...RESPONDENTS

.....
Mr. P.A. Bhosale, Advocate holding for
Mr. Abhishek M. Hajare, Advocate for applicants
Mr. R.C. Patil, Advocate for respondents No.1 and 2

.....
WITH CA/9720/2017 IN FA/298/2016
WITH CA/9722/2017 IN FA/297/2016
WITH CA/9723/2017 IN FA/302/2016
WITH CA/9724/2017 IN FA/300/2016
WITH CA/9725/2017 IN FA/299/2016
WITH CA/9726/2017 IN FA/306/2016
WITH CA/9727/2017 IN FA/305/2016
WITH CA/9728/2017 IN FA/304/2016
WITH CA/9729/2017 IN FA/303/2016

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CORAM : K.K. SONAWANE, J.

DATED : 11th SEPTEMBER, 2017.

Order :-

1. Heard learned counsel for appearing parties.
2. The applicants are permitted to withdraw 60% of the amount deposited by the Acquiring Body in this Court, on furnishing undertaking that in the event of any adverse situation arises after adjudication of the appeal on merit, they will refund the entire amount so withdrawn by them within stipulated period as per directions

of this Court. Rest of the 40% of balance amount be invested in the Fixed Deposit Receipts in any Nationalized Bank for a period of two years or till adjudication of the appeals on the merit, whichever is earlier.

3. Accordingly, the civil applications stand disposed of.

[K. K. SONAWANE]
JUDGE

MTK