

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

918 CIVIL APPLICATION NO. 10888 OF 2017
IN FAST/15868/2016 WITH CA/8663/2016 IN FAST/15868/2016
WITH CA/10890/2017 IN FAST/15868/2016

DASHRATH PIRAJI KHOSE (DIED) THR LRS TRIMABK AND ORS
VERSUS
THE EXE ENGINEER, NIMNA DUDHANA PROJECT DIV SELU,
(JAIKWADI CONS. PROJECT DIV NO.7

...
Advocate for Applicants : Mr. C.R.Thorat h/f. Mr.
Mr. Makarand B. Kathare.
Advocate for Respondent No.1 : Mr. V. S. Tanwade h/f.
Mr. R. C. Patil.
AGP for Respondents No.2, 3 : Mr. S.P.Sonpawale.
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CORAM : K.K. SONAWANE, J.

DATED : 22ND AUGUST, 2017.

Order :-

Leave to correction in regard to the stamp number
Firs Appeal.

2. Heard learned counsel for applicant and learned
counsel for respondent No.1 Acquiring Body as well as learned
AGP for respondents No.2 and 3 State. Perused the application.
The respondent Acquiring Body has deposited total amount of
Rs.25,58,850/- with interest towards compensation amount
granted by the Reference Court. In such circumstances, I do not
find any impediment to allow application in following terms.

The applicants-original claimants are allowed to
withdraw 50 % amount deposited in this Court on furnishing

undertaking and 25 % amount on furnishing a solvent surety of like amount to the satisfaction of Registrar (Judicial) of this Court and rest 25 % amount shall be kept in Fixed Deposit in any Nationalized Bank till further order.

3. Accordingly, Civil Application for withdrawal of amount stands disposed of.

4. The Civil Application No. 10890 of 2017 in FAST/15868/2016 filed for the same cause of withdrawal stands disposed of as it already allowed.

Sd./-

[K. K. SONAWANE]
JUDGE

RRD.