

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

94 CIVIL APPLICATION NO. 12470 OF 2017
IN FAST/26058/2015

BALASAHEB DNYANOBA PATIL AND ANOTHER
VERSUS
GODAVARI MARATHAWADA IRRIGATION DEVELOPMENT CORPORATION
AURANGABAD THR ITS EXE.

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Advocate for Applicants : Mr. Bangar Nilkanth P.
AGP for Respondents State: Mr. A. M. Phule
Advocate for Respondent No.2 : Mr.A. D. Namde

CORAM : K. L. WADANE, J.

DATE : 9th October, 2017

ORDER:

1. Heard learned counsel for the respective parties.
2. This is an application for withdrawal of the amount of compensation deposited by the acquiring body in the reference Court.
3. Learned counsel appearing for the applicants claimants submits that the Special Land acquisition Officer has awarded compensation @ Rs.1400/- Per Are, whereas the Reference Court has enhanced it to Rs.3750/- per Are. So, according to the learned counsel for the applicants, it is below four times of the amount of compensation awarded by the Special Land Acquisition Officer. The learned counsel for the

acquiring body opposed the application and alternatively, it is submitted that in case the amount is paid to the applicants, security may be obtained from the applicants.

4. In view of the above, applicants are allowed to withdraw 50% of the amount of compensation together with proportionate interest accrued thereon on furnishing solvent security to the satisfaction of the Reference Court.

5. Civil Application disposed of.

(K. L. WADANE, J.)

JPC