

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

908 FIRST APPEAL NO.1356 OF 2018

EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT,
OSMANABAD NOW K.M.C.D. NO.1, OSMANABAD UNDER
GMIDC & OTHERS
VERSUS
MALANBAI NARAYAN SHINDE

...

Advocate for Appellants : Mr.B.R.Surwase
Advocate for Respondent : Mr.S.A.Wakure

...

AND

909 FIRST APPEAL NO.1359 OF 2018

EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT,
OSMANABAD NOW K.M.C.D. NO.1, OSMANABAD UNDER
GMIDC & OTHERS
VERSUS
SHIVLING RAMLING SHETE DIED THROUGH L.Rs.
NAVNATH & ANOTHER

...

Advocate for Appellants : Mr.B.R.Surwase
Advocate for respondent no.1 : Mr.S.A.Wakure

...

AND

910 FIRST APPEAL NO.1367 OF 2018

EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT,
OSMANABAD NOW K.M.C.D. NO.1, OSMANABAD UNDER
GMIDC & OTHERS
VERSUS
SUBHASH RAMRAO SHITOLE & OTHERS

...

Advocate for Appellants : Mr.B.R.Surwase
Advocate for Respondent nos.1 and 3 : Mr.S.A.Wakure

...

AND

911 FIRST APPEAL NO.1407 OF 2018

EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT,
OSMANABAD NOW K.M.C.D. NO.1, OSMANABAD UNDER
GMIDC & OTHERS

VERSUS

NAGNATH VISHWANATH SAMUDRE & OTHERS

...

Advocate for Appellants : Mr.B.R.Surwase
Advocate for Respondent nos.1 to 5 : Mr.S.A.Wakure
AGP for respondent – State : Mr.PM.Kulkarni

...

AND

912 FIRST APPEAL NO.1441 OF 2018

EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT,
OSMANABAD NOW K.M.C.D. NO.1, OSMANABAD UNDER
GMIDC & OTHERS

VERSUS

VISHWANATH BANKAT SAMUDRE

...

Advocate for Appellants : Mr.B.R.Surwase
AGP for Respondent-State : Mr.S.S.Dande

...

AND

913 FIRST APPEAL NO.1444 OF 2018

EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT,
OSMANABAD NOW K.M.C.D. NO.1, OSMANABAD UNDER
GMIDC & OTHERS

VERSUS

ANNA BABURAO SMUDRE

...

Advocate for Appellants : Mr.B.R.Surwase
Advocate for Respondent : Mr.S.A.Wakure

AND

914 FIRST APPEAL NO.1447 OF 2018

EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT,
OSMANABAD NOW K.M.C.D. NO.1, OSMANABAD UNDER
GMIDC & OTHERS

VERSUS

RUDRAPPA DATTU BIDVE & OTHERS

...

Advocate for Appellants : Mr.B.R.Surwase

Advocate for Respondent nos.1 to 3 : Mr.S.A.Wakure

AGP for respondent-State : Mr.PM.Kulkarni

...

AND

915 FIRST APPEAL NO.1448 OF 2018

EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT,
OSMANABAD NOW K.M.C.D. NO.1, OSMANABAD UNDER
GMIDC & OTHERS

VERSUS

PRALHAD BABASAHEB SAMUDRE & OTHERS

...

Advocate for Appellants : Mr.B.R.Surwase

Advocate for Respondent : Mr.S.A.Wakure

AGP for respondent-State : Mr.S.S.Dande

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CORAM : S.G.DIGE, J.

DATE : 16.09.2022

P.C. :

1] Heard the learned counsel for the appellants and learned counsel for the respondents.

2] Both learned counsel tendered joint *pursis*. Both learned counsel submit that these appeals are settled before the Lok Adalat. The award amount is deposited by the

acquiring body, is lying before this Court. Hence, the original claimants be permitted to withdraw the deposited amount.

3] The learned counsel for the respondent - original claimants submits that some of the claimants are died during pendency of the appeals, hence, their legal heirs be permitted to withdraw the amount.

4] The Executing Court shall verify heirship of the deceased claimants and permitted them to withdraw the amount.

5] The learned counsel for the acquiring body submits that the original claimants have waived the interest for 6 months period. That amount may be refunded to the acquiring body.

6] The interest of 6 months be refunded to the acquiring body.

7] The amount deposited before this Court be transferred to the Reference Court / Executing Court, Osmanabad.

[S.G.DIGE]
JUDGE