

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

**957 CIVIL APPLICATION NO.9632/2018
IN FA/2142/2018 WITH FA/2142/2018**

SHOBHA ARUN UNDARE AND ORS
VERSUS
MR.N.S.SAHAIMOORTHY S/o P. NATESAN AND ORS

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Advocate for Applicants : Shri S.B.Choudhari
Advocate for Respondent No.2: Shri A.S.Deshpande &
Shri S.S.Wagh
Advocate for Respondent No.4 : Shri M.R.Deshmukh

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CORAM : PR.BORA, J.

DATE: 28th August, 2018

PER COURT:-

1 Heard learned Counsel appearing for the applicants and learned Counsel appearing for the respondents. Perused the impugned Judgment and grounds of objection in the Memo of Appeal.

2 After having considered grounds of objection, I deem it appropriate to pass the following order:-

ORDER

I) The applicants are permitted to withdraw 50% of the deposited amount on submitting an undertaking to the satisfaction of the Registrar (Judicial) of this Court. The balance amount be invested in the Fixed Deposit Receipt initially for a period of two years and if so required, for further period till disposal of the appeal.

- II) Civil application No.9632 of 2018 stands disposed of.
- III) List the Appeal for admission on 25.09.2018.
- IV) Call Record and Proceedings, if already not called.

(PR.BORA)
JUDGE

SPT