

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

23 CIVIL APPLICATION NO. 14391 OF 2018
IN FA/2272/2018 WITH FA/1931/2018

GANAYYA SATLING SWAMI DIED THR HIS LRS DIGAMBAR AND ORS
VERSUS

THE GODAVARI MARATHWADA IRRIGATION DEVELOPMENT
CORPORATION THR THE EXECUTIVE ENGI

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Advocate for Applicants : Mr. More Abhijit S.
AGP for Respondent no. 2 : Mr. G.O.Wattamwar
Advocate for Respondent no.1 : Mr. A. M. Gaikwad

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CORAM : SUNIL K. KOTWAL, J.

DATE : DECEMBER 03, 2018

O R D E R :

Heard learned counsel for the applicants and the respondents.

I have gone through the award. It appears that some error has been committed by the Reference Court while granting interest under Section 28 of the Land Acquisition Act. Therefore, permission is granted to the applicants to withdraw in this appeal with proportionate accrued interest thereon till the date of withdrawal, subject to filing of written undertaking within a period of twelve weeks from the

date of passing of this order to deposit the withdrawn amount as and when directed by this Court. Out of the remaining amount 25 per cent amount is allowed to be withdrawn by the applicants, subject to filing solvent security qua the withdrawn amount to the satisfaction of the Registrar (Judicial). Remaining 25 per cent amount shall be invested in the fixed deposit in any Nationalized Bank till final disposal of the appeal.

The Registrar (Judicial) to act accordingly.

Civil Application is disposed of.

[SUNIL K. KOTWAL, J.]

dbm