

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

**925 CIVIL APPLICATION NO.13499 OF 2018
IN FA/2817/2018 WITH FA/2819/2018**

**KALYAN MURLIDHAR MADAN
VERSUS
THE EX. ENGINEER, M.I.D. JALNA AND ORTHERS**

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Advocate for Applicant : Mr. V. B. Kulkarni
AGP for Respondent No.2-State: Mr. S. N. Morampalle
Advocate for Respondent No.1 & 3 : Mr. R. C. Patil

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**CORAM : SUNIL K. KOTWAL, J.
DATE : DECEMBER 12, 2018**

PER COURT

Heard learned Counsel for the applicant and learned Counsel for the respondent-Acquiring Body. Learned Counsel for respondent-Acquiring Body opposes this application on the ground that substantial compensation is awarded for trees, which is seriously disputed by the Acquiring Body.

2. Perused the award. Permission is granted to the applicant to withdraw 50% amount out of the compensation with proportionate accrued interest thereon subject to filing of written undertakings by him within a period of eight weeks from today, to deposit the withdrawn

amount as and when directed by this court. The remaining amount shall be invested in fixed deposit in any Nationalized Bank till final disposal of the appeal.

3. Registrar (Judicial) to act accordingly.
4. Civil Application is disposed of.

[SUNIL K. KOTWAL, J.]

vsm/-