

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

75 CIVIL APPLICATION NO. 13060 OF 2018
IN FA/3848/2016

BALNATH BHAGWAN SABLE AND OTHERS
VERSUS
THE EXECUTIVE ENGINEER, SINA KOLEGAON MEDIUM
PROJECT, PARANDA AND ORS

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Advocate for Applicants : Mr. DA Mane, Adv. h/for Mr
Talekar Nagesh G.
Mr. AM Phule, AGP for Respondent No.2.

CORAM : P.R. BORA, J.
DATED : 22nd OCTOBER, 2018.

PER COURT:-

1. Heard learned counsel for applicants and
learned AGP Shri Phule for Respondent No.2.

2. It is informed that learned counsel
appearing for the acquiring body has sent a leave
note. Perused the impugned judgment and award and
the grounds of objections raised in exception to
the said judgment. In view of the above, following
order is passed.

ORDER

i) The applicants are permitted to withdraw
50% of the deposited amount, along with interest
accrued thereon, on submitting an undertaking to
the satisfaction of the Registrar (Judicial) of
this Court.

(2)

ii) The applicants are further permitted to withdraw 25% of the deposited amount on furnishing solvent surety in the like amount;

iii) The balance 25% amount be invested in Fixed Deposit Receipt in any nationalized Bank, initially for the period till disposal of the appeal.

iii) The Civil Application stands disposed of.

(P.R. BORA)
JUDGE

bdv