

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

932 CIVIL APPLICATION NO.3076 OF 2018
IN FA/3976/2016

WITH

CA/975/2018 IN FA/3974/2016

WITH

CA/3075/2018 IN FA/3975/2016

WITH

CA/3077/2018 IN FA/3977/2016

SANTOSH SHRIMANT MORE

VERSUS

THE EX. ENGINEER, LATUR MINOR IRRIGATION
DIVISION, LATUR AND ANR

...

Advocate for Applicant : Mr. Patil Mahesh S. And
D M Bhalke (consent Obtained)

Mr. U. P. Giri, Adv. For R/1,

Mr. AD Namde, AGP For R/2.

CORAM : P.R.BORA, J.

DATE : 3rd August, 2018.

PER COURT :

1) Present civil applications are filed seeking modification in the order passed by this Court, whereby the court has permitted the respective applicants (respondents/claimants) to withdraw 50% of the amount of compensation deposited by the acquiring body on furnishing an undertaking of the respective claimants and balance 50% is permitted to be withdrawn on claimants' furnishing bank guarantee.

2) Now, by the present applications, the applicants/original claimants are praying for modification in the said order to the effect that, instead of furnishing bank guarantee, the claimants may be permitted to withdraw the balance 50% amount on submitting a solvent surety in the like amount.

3) When the earlier order was passed, same request was made, however, considering the overall circumstances, 50% amount was permitted to be withdrawn simply on furnishing an undertaking and 50% amount was permitted to be withdrawn on furnishing the bank guarantee.

4) In view of the above, I am not inclined to accept the request made in the application. The applicants/claimants can however, make request to the court for early hearing of the present appeals and get disposed of the appeals finally. The Civil Applications, thus stand disposed of.

(P . R . BORA)
JUDGE

bdv/