

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

**975 CIVIL APPLICATION NO.4691 OF 2019
IN FA/1128/2019**

**DEVIDAS BABURAO BORADE AND ANR
VERSUS
THE EX. ENGINEER, MINOR IRRIGATION DIV. JALNA AND ORS**

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Advocate for Applicants : Mr. Humbe Vilas M.
Advocate for Respondent No.1 : Mr. H. P. Kshirsagar
AGP for Respondent No.2/State : Mr. R.B. Bagul

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CORAM : SMT. VIBHA KANKANWADI, J.

DATE : 12th JULY 2019

ORDER :

1. Present application has been filed for withdrawal of the amount. Respondent No.1 original appellant has deposited amount of Rs.12,59,484/- pursuant to the order passed by this Court. Taking into consideration the fact that the said amount was towards the acquisition of the land of the applicants, case is made out for partial withdrawal of the same.

2. Applicants are allowed to withdraw 50% of the amount that has been deposited. The said 50% of the amount be distributed equally to applicant Nos.1 and 2 subject to giving an undertaking that they would make the said amount good, if directed at the time of final

disposal of the appeal.

3. Civil Application stands disposed of accordingly.

(Smt. Vibha Kankanwadi, J.)

Shubham/