

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

**984 CIVIL APPLICATION NO.5835 OF 2019
IN FA/1620/2013**

**SARVOTTAM MADHAVRAO AMBEGAOKAR (DIED) THR LRS UJWALA
AND ORS
VERSUS
EX. ENGINEER, MEDIUM PROJECT DIVISION, LATUR AND ANR**

...
Advocate for Applicants : Mr. Bhavthankar Vivek Vasantrao
AGP for Respondents/State : Mr. S.P. Deshmukh
Advocate for Respondent No.1 : Mr. S.C. Arora
...

CORAM : SMT. VIBHA KANKANWADI, J.

DATE : 13th SEPTEMBER, 2019.

ORDER :

. Present application has been filed by the original claimants for withdrawal of the amount. Amount of Rs. 73,87,317/-has been deposited in the present matter. Learned Advocate for the original appellants objects to the application on the ground that the appeal has been filed challenging the quantum.

2. Taking into consideration the fact that the land of the present applicants has been acquired, definitely, case is made out for partial withdrawal of the amount.

3. The applicants are entitled to withdraw 50% of the amount deposited in this Court subject to filing an undertaking within a period of eight weeks that they would make the said amount good, if directed at the time of final disposal of the appeal.

4. Civil Application stands disposed of accordingly.

(SMT. VIBHA KANKANWADI, J.)

SCM