

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

**1054 CIVIL APPLICATION NO.7653 OF 2019
IN FA/421/2014**

**PANCHASHEELA DATTARAO SABAE AND OTHERS
VERSUS
SOPAN LAXMANRAO GAIKWAD AN ANR**

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Advocate for Applicants : Mr. Kale Mahesh P.
Advocate for Respondents No.1 : Mr. N. D. Kendre

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CORAM : SMT. VIBHA KANKANWADI, J.

DATE : 5th JULY 2019

ORDER :

1. Present application has been filed for withdrawal of the amount as per the order of this Court and taking into consideration the fact that the statutory amount is also deposited by respondent No.1. Respondent No.1 has deposited amount of Rs.75,000/-. The applicants prayed for withdrawal of the said entire amount.

2. It appears that the appeal itself was directed to be put for final hearing. However, it has not been listed today. However, taking into consideration the fact that the sole earning member of the family had expired, applicant Nos.1 to 4 are allowed to withdraw the said amount of Rs.75,000/-. It be distributed between them equally. Applicant Nos.1 to 4 shall file 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 First Appeal.

3. Civil Application stands disposed of accordingly.

(Smt. Vibha Kankanwadi, J.)

Shubham/