

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

28 CIVIL APPLICATION NO.14259 OF 2019
IN FA/1158/2017
WITH CA/14260/2019 IN FA/1157/2017

GOVIND BABURAO PATIL
VERSUS
EX. ENGINEER, PATBANDHARE PROJECT OMERGA AND ORS

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Advocate for Applicant : Mr. Ingale Vivekanand V.
AGP for Respondents No. 2 : Mr. S.N. Morampalle.
Advocate for Respondents No. 1 & 3 : Mr. Gulab B. Rajale.

CORAM : MANGESH S. PATIL, J.

DATE : 12/12/2019

PER COURT :

Heard both the sides.

2. These are the applications by the original claimants seeking withdrawal of amount of compensation deposited by the Acquiring Body.

3. Having heard both the sides and perused the reasoning by the Reference Court though the Reference Court has awarded some compensation for trees, the major component is of land. There is a sale instance referred by the Reference Court and therefore the applicants/claimants can be allowed to withdraw 75 % of the amount.

4. The applicants/claimants are allowed to withdraw 75 % of the amount, 50 % by furnishing usual undertaking and 25 % by furnishing solvent security.

(MANGESH S. PATIL, J.)

mkd