

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

**949 CIVIL APPLICATION NO.13571 OF 2018  
IN FAST/144/2018**

**SARUBAI APPARAO SURASE AND ORS  
VERSUS  
ABDUL RAZAQ SHAIKH JANI AND ORS**

...  
Advocate for Applicants : Mr. Mayure Pramod C  
Advocate for Respondent No.3 : Mr. S.G. Chapalgaonkar  
...

**CORAM : SMT. VIBHA KANKANWADI, J.**

**DATE : 28<sup>th</sup> JUNE 2019**

**ORDER :**

1. Present application has been filed for withdrawal of the amount deposited by respondent No.3 as per the order of this Court. It is stated that the company has deposited amount of Rs.17,33,525/-. Though, it appears that, at the time when the petition was filed, applicant Nos.2 to 4 were minors. Now, they have attained majority. Under such circumstance, as well as to protect the interest of respondent No.3 who has filed the appeal, partial withdrawal of the amount can be made.

2. Applicant No.1 is allowed to withdraw the amount of Rs.4,00,000/- and Applicant Nos.2 to 6 are allowed to withdraw amount of Rs.1,00,000/- each.

3. They 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.
4. Civil Application stands disposed of accordingly.

**( Smt. Vibha Kankanwadi, J. )**

Shubham/