

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

118 CIVIL APPLICATION NO.12735 OF 2019
IN FA/859/2016

TUKARAM BANDU SHERKAR AND ANOTHER
VERSUS
THE EXECUTIVE ENGINEER LIFT IRRIGATION DIVISION
OSMANABAD THR GMIDC AURANGABAD AN

...
Advocate for Applicants : Mr. Deshmukh Vivekanand B.
Advocate for Respondents : Mr. S. R. Dehple

...

CORAM : MANGESH S. PATIL, J.

DATE : 08.11.2019

PER COURT :-

This is an application filed for withdrawal of amount by the original claimants.

2. Learned advocate for the claimants submits that in fact this is one of the matters from a group. In other matters this Court by the order dated 06.04.2018 has allowed claimants therein to withdraw the amounts and the same order can be passed in this matter.

3. Learned advocate for the respondent-Acquiring Body

opposes the request.

4. Needless to state that when several other claimants, who are similarly situated, have been allowed by this Court to withdraw the amount, even the applicants deserve the same treatment. Therefore, in view of the order dated 06.04.2018 in Civil Application No. 3027 of 2018 in First Appeal No. 856 of 2016, the applicants are allowed to withdraw amount of compensation with the same terms and conditions.

5. Civil application is accordingly disposed of.

(MANGESH S. PATIL, J.)

vsm/-