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

**936 CIVIL APPLICATION NO.461 OF 2019  
IN FA/3118/2013**

AMBADAS TATYABA LANDE  
VERSUS  
THE EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION,  
OSMANABAD AND ANR

...

Advocate for Applicants : Mr. Ingale Vivekanand V.  
AGP for Respondents : Mr. S.J. Salgare  
Advocate for Respondent No.1 : Mr. S.R. Dheple

...

**CORAM : P.R. BORA, J.  
DATED : 09<sup>th</sup> JANUARY, 2019.**

**PER COURT:-**

. Heard Shri Ingale, the learned counsel appearing for the applicant and Shri Dheple, the learned counsel appearing for the acquiring body.

2. After having heard the learned counsel for the parties, the following order is passed:

**ORDER**

- i) The application is allowed.
- ii) The applicant is permitted to withdraw 70% of the amount deposited on submitting an undertaking to the satisfaction of the Registrar of this Court.
- iii) Balance 30% of the amount be invested in Fixed Deposit Receipt in any nationalized

(2)

bank for the period till disposal of the  
appeal.

iv) Civil application stands disposed of.

**(P.R. BORA, J.)**

Mujaheed//