

drp

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 1122 OF 2020
IN
FIRST APPEAL NO.2510 OF 2016

Madhav Keshavrao Kulkarni (Died) LRs and Ors APPLICANTS

VERSUS

The State of Maharashtra and Another RESPONDENTS

.....
Mr. T. G. Gaikwad, Advocate for the applicants
Mr. S. N. Kendre, AGP for respondent - State
Mr. S. S. Dande, Advocate for respondent No. 2
.....

[CORAM : SUNIL P. DESHMUKH AND
B. U. DEBADWAR, JJ.]

DATE : 6th MARCH, 2020

ORDER :

1. It is being pointed out that while claimants, in whose matters this court had granted interim relief to the acquiring authorities on the condition of depositing 50% of the amount, had been before the Supreme Court, the Supreme Court had directed to deposit balance of the awarded amount and had allowed claimants to withdraw the entire amount deposited.

2. In view of aforesaid, we deem it appropriate that claimants be allowed to withdraw half of the balance amount remaining deposited in this court by the acquiring body, on furnishing

undertaking to the effect that, claimants would pay back the amount in case decision in first appeal goes adverse to their interest, within a period of eight weeks from the date of order. Rest of the half of the balance amount remaining deposited, be allowed to be withdrawn by claimants on the condition of furnishing solvent security / solvent surety to the satisfaction of the Registrar (Judicial) of this Court.

3. Civil application is disposed of.

[B. U. DEBADWAR]
JUDGE

[SUNIL P. DESHMUKH]
JUDGE

drp/ca1122-20