

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

**40 CIVIL APPLICATION NO.6925 OF 2020
IN
FIRST APPEAL (STAMP) NO.27936 OF 2015**

GANGARAM DURGA VITKAR (DIED) THR. LRS. MARUTI GANGARAM
VITKAR AND ANR.

VERSUS

THE EXECUTIVE ENGINEER, KUKADI DISTRIBUTION AND
CONSTRUCTION DIV. KOLWADI AND ANR

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Advocate for Applicants : Mr.Dattatraya R.Jayabhar

AGP for Respondent No.1 : Mr.G.B.Rajale

Advocate for Respondent No.2 : Mr.P.K.Lakhotiya

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CORAM : M. G. SEWLIKAR, J.

Date: October 27, 2020

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PER COURT :-

1. The Acquiring Body has deposited 50% of the total compensation awarded.
2. The applicant is seeking withdrawal of the entire amount deposited.
3. Mr.G.B.Rajale, learned counsel for respondent No.1 has no objection if 90% of the amount deposited is allowed to be withdrawn.
4. In view of this, the applicants are permitted to withdraw 90% of the amount deposited in the Court, subject to giving an undertaking that the amount will be deposited by the applicants in the Court as and when directed.
5. Civil Application is disposed of.

(M. G. SEWLIKAR, J.)