

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

917 CIVIL APPLICATION NO.7133 OF 2020
IN FA/753/2020
DATTA BHIMRAO DEVKATE
VERSUS
THE STATE OF MAHARASHTRA AND ORS
WITH
C.A. NO.7134 OF 2020, C.A. NO.7136 OF 2020
C.A. NO.7137 OF 2020, C.A. NO.7140 OF 2020

Mr.B.R. Kedar, Advocate for the applicant.
Mr.P.M. Kulkarni, AGP for respondent/State.

CORAM : V.L.ACHLIYA,J.
DATED : 08.12.2020

P.C. :-

01. The applicants have moved these applications seeking withdrawal of amount.

02. In brief, it is contention of learned counsel for the applicants that in view of withdrawal of appeal filed against judgment and order passed by the Reference Court, the applicants are entitled to withdraw the amount. It is submitted that while depositing the amount the appellant/acquiring body has given breakup of amount to be payable to each of the applicants.

03. In view of withdrawal of appeal, the claimants are entitled to receive amount of compensation in terms of award passed by the Reference Court. The judgment and

order passed by the Reference Court has attained finality. In that view the amount deposited by the appellant/acquiring body deserves to be transferred to the Reference Court. Accordingly, the Registry is directed to transfer the amount deposited by the appellant/acquiring body to the Reference Court for entertaining the applications and disbursement of amount to the claimants.

04. The applications are disposed of in above terms.

[V.L.ACHLIYA,J.]