

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

**20 CIVIL APPLICATION NO. 1638 OF 2021
IN FAST/29980/2019**

**AMINODDIN MOHIDDIN SHAIKH MAULDAR DIED THR LRS
AND OTHERS
VS**

**THE EX. ENGINEER LIFT IRRIGATION DIVSIION,
OSMANABAD AND ANR**

Mr. Sushant B. Choudhari, Advocate for the applicant

Mr. Ramesh V. Naiknavare, Advocate for the respondent No.1

CORAM : N. J. JAMADAR, J.

DATE : 01-03-2021

P. C.

. This application is preferred for withdrawal of amount deposited by the respondent No.1 in pursuance of the award passed by the Reference Court on 19-04-2014. There are averments in the application in justification of the prayer for withdrawal.

2. Learned counsel for the respondent No.1 submits that respondent No.1 has deposited a sum of Rs. 6,40,708/-.

3. Having regard to the averments in the application and the quantum of the amount deposited by the respondent No.1, it would be expedient to allow the applicants to withdraw 75% of the deposited amount alongwith interest accrued thereon, on usual undertaking. Hence, the following order.

ORDER

- i. The application stands allowed.
- ii. The applicants are permitted to withdraw 75% of amount deposited by the respondent No.1 alongwith interest accrued thereon, on furnishing an undertaking to the satisfaction of the learned Registrar (Judicial) of this Court.

[N. J. JAMADAR, J.]