

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

**CIVIL APPLICATION NO. 1034 OF 2021  
IN  
WRIT PETITION NO. 7136 OF 2016**

Mandakini w/o. Bhausahab Thange and Anr. ...Applicants

Versus

Bhausahab s/o Laxman Thange and Ors. ...Respondents

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Mr. S.P.Salgar, Advocate holding for  
Mr. Niteen V. Gaware, Advocate for Applicants  
Mr. A.A.Pimpalwadkar, Advocate for Respondents  
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**CORAM : R. G. AVACHAT, J.**  
**DATE : 11-02-2021.**

**ORDER :**

01. By this application, the applicants (original respondents) in Writ Petition No. 7136 of 2016 seek permission to withdraw the amount of Rs. 65,000/- deposited by the respondent No. 1 in this Court pursuant to the Order dated 11.7.2016 passed in the writ petition.

02. The challenge in the Writ Petition No. 7136 of 2016 is to the order dated 2.11.2015 passed by IInd Joint Civil Judge, Senior Division, Ahmednagar in Special Civil Suit No. 29/2015 directing the respondent No. 1 to pay a

sum of Rs. 8,000/- per month towards maintenance of the applicant No. 2 herein.

03. Relationship between the parties to the application is undisputed. Respondent No. 1 is the father of applicant No. 2. He is, serving as a Teacher, therefore, under statutory obligation to make a provision for maintenance of his minor daughter. The amount is deposited in this Court pursuant to the order dated 11.7.2016 towards the maintenance of applicant No. 2. It has been averred in para 5 of the application that applicants are in need of money.

04. In spite of service of notice of this application, no appearance has been caused by the respondent No. 1.

05. The application is, therefore, allowed. The applicants are permitted to withdraw the amount of Rs. 65,000/- together with interest accrued thereon.

**[R.G.AVACHAT]**

**JUDGE**

*Dahibhate/-*