

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

**CIVIL APPLICATION NO. 3826 OF 2021
IN
FIRST APPEAL NO. 453 OF 2011**

Gangadhar S/o Sandu Gayake ... Applicant

Versus

The State of Maharashtra
and others ... Respondents

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Mr. Swapnil Patnurkar i/b J.P. Legal Associates for Applicant
Mr. P.M. Kulkarni, AGP for Respondent Nos.1 and 2 /State.
Mr. Anil M. Gaikwad, Advocate for Respondent No.3

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CORAM : SHRIKANT D. KULKARNI, J.

DATE : 29th JUNE, 2021

PER COURT:-

1. It is an application for withdrawal of amount preferred by applicants / original claimant.
2. Heard Mr. Swapnil Patnurkar, learned counsel for the applicant, Mr. Gaikwad, learned counsel appearing for G.M.I.D.C./ Respondent No.3 and Mr. P.M. Kulkarni, learned AGP for respondent Nos.1 and 2 / State.
3. It is revealed that the acquiring body has deposited the entire decretal amount in this Court. It is necessary to allow the applicant / original claimant to withdraw 50% of the amount deposited by the acquiring body in this Court, which would meet the ends of justice. Hence, the following order.

ORDER

- (i) The applicant / original claimant is permitted to withdraw 50% of the amount on furnishing usual undertaking with necessary conditions to the satisfaction of the Registrar (Judicial) of this Court.
- (ii) The civil application is disposed of accordingly.

(SHRIKANT D. KULKARNI)
JUDGE

S.P RaneIN FA