

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

**CIVIL APPLICATION NO. 10561 OF 2021
IN
FIRST APPEAL (ST) NO. 12964 OF 2016**

Shivsharan Baswanappa Waldode ..APPLICANT

VERSUS

State of Maharashtra and Others ..RESPONDENTS

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Mr. L.C. Patil, Advocate for applicant
Mr. S.N. Kendre, A.G.P. for respondent nos. 1 and 2
Mr. B.R. Surwase, Advocate for respondent no.3

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**CORAM : R.G. AVACHAT, J.
DATED : 07th OCTOBER, 2021**

PER COURT :

1. Since Mr. B.R. Surwase, learned counsel appearing on behalf of the Respondent No.3 - acquiring body, appearance of Mr. G.B. Rajale, learned counsel is discharged.
2. Heard. Perused the impugned award.
3. Learned counsel for the acquiring body objects to permit withdrawal of amount.
4. In the fitness of things, the applicant is allowed to withdraw 75% of the amount in deposit, 50% on submitting usual undertaking to the

satisfaction of the Registrar (Judicial) of this Court and 25% on furnishing solvent surety/security/bank guaranty in the like amount. Balance 25% amount be invested in fixed deposit with any of the nationalised bank, pending the appeal. Civil application stands disposed of accordingly.

(R.G. AVACHAT, J.)

SSD