

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

**CIVIL APPLICATION NO. 8297 OF 2021
IN
FIRST APPEAL (ST) NO. 31617 OF 2017**

Ram Baswant Todkari
(Died) Through L.Rs.
Shilabai Ram Todkari and Others

..APPLICANTS

VERSUS

The Executive Engineer,
Minor Irrigation Division,
Osmanabad and Others

..RESPONDENTS

....

Mr. V.V. Ingale, Advocate for applicants
Mr. A.M. Gaikwad, Advocate for respondent no.1
Mr. Y.G. Gujarathi, A.G.P. for respondent nos. 2 and 3

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**CORAM : R.G. AVACHAT, J.
DATED : 20th AUGUST, 2021**

PER COURT :

1. Heard.
2. Issue notice to the respondents. Mr. Gaikwad, learned counsel waives service of notice for Respondent No.1 and learned A.G.P. waives service of notice for Respondent Nos. 2 and 3.
3. In connected matters, the applicant therein was permitted to withdraw 50% of the amount in deposit with this Court. The applicants

herein are, therefore, permitted to withdraw that much amount i.e. 50% of the amount in deposit with this Court on furnishing usual undertaking to the satisfaction of the Registrar (Judicial) of this Court. Balance 50% amount be invested in fixed deposit with any nationalised bank. Civil application stands disposed of accordingly.

(R.G. AVACHAT, J.)

SSD