

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

CIVIL APPLICATION NO. 11646 OF 2021

IN

FIRST APPEAL NO. 940 OF 2021

Dnyanoba Panda Sathe and others ... Applicants

Versus

The Executive Engineer

Lower Terna Canal Dn.2, Latur and others ... Respondents

....

Mr. V. V. Kabade, Advocate for applicants

Ms Ranjana D. Reddy, Advocate for respondent No.1

Mr. P. M. Kulkarni, AGP for respondent No.2

....

CORAM : R. G. AVACHAT, J.

DATED : 25th OCTOBER, 2021

PER COURT :-

. Heard.

2. Only 60% of the amount under the impugned award has been deposited.

3. In the fitness of things, the applicants are permitted to withdraw the entire amount in deposit with this Court on furnishing undertaking that in case the appeal is allowed and they are directed to pay back the amount, the same will be paid back along with interest @ 5% p.a. to the Acquiring Body from the date of receipt of the amount to the date of repayment thereof.

4. The civil application stands disposed of.

[R. G. AVACHAT, J.]

SMS