

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

**CIVIL APPLICATION NO.1534 OF 2020 IN
FIRST APPEAL NO.3920 OF 2017**

Madhukar Namdeo Telang,
Died, through L.Rs.
Nagarbai wd/o Madhukar Telang
and others

... APPLICANTS

VERSUS

Executive Engineer, Irrigation Project
Strengthening Division, Omerga
and others

... RESPONDENTS

.....
Mr. S.A. Wakure, Advocate for applicants
Mr. Jeevan R. Patil, Advocate holding for
Mr. G.B. Rajale, Advocate for respondent No.1
Mr. S.S. Dande, A.G.P. for State

.....

AND

CA/8694/2020 IN FA/1034/2017,
CA/8695/2020 IN FA/1035/2017,
CA/8691/2020 IN FA/1032/2017,
CA/8693/2020 IN FA/1033/2017,
CA/148/2021 IN FA/1779/2017,
CA/13/2021 IN FA/1781/2017,
CA/29/2021 IN FA/1782/2017,
CA/2572/2021 IN FA/1200/2017,
CA/2571/2021 IN FA/1201/2017,
CA/2573/2021 IN FA/1202/2017,
CA/3860/2021 IN FAST/7195/2017
CA/5780/2021 IN FAST/7198/2017

.....

CORAM : R. G. AVACHAT, J.

DATE : 6th JULY, 2021

PER COURT :

Heard learned counsel for the parties.

2. Learned counsel for the applicants has pointed out that, from the same award, this Court has permitted the applicants – original claimants to withdraw the amount to certain extent on specific terms and conditions. The learned counsel submits that, these applicants may be permitted to withdraw the amount deposited in this Court on the same terms and conditions. Learned counsel for respondent No.1 – Acquiring Body submits that, the respondent No.1 Acquiring Body has no objection if the applicants in these applications are permitted to withdraw the amount of compensation on the same terms and conditions.

3. In view of the same, I proceed to pass the following order :

ORDER

- (i) The Civil Applications are hereby allowed.
- (ii) The applicants are permitted to withdraw 50% of the

amount on furnishing an undertaking to the satisfaction of the Registrar (Judicial) of this Court and 25% amount on furnishing solvent security to the satisfaction of the Registrar (Judicial) of this Court.

- (ii) Civil Applications are accordingly disposed of.

**(R. G. AVACHAT)
JUDGE**

fmp/-

