

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

**CIVIL APPLICATION NO. 2583 OF 2021
IN
FIRST APPEAL NO. 456 OF 2021**

Bhaskar Bapurao Pawar	... Applicant
Versus	
The Executive Engineer	
Minor Irrigation Division, Osmanabad & ors.	... Respondents

**AND
CIVIL APPLICATION NO. 2581 OF 2021
IN
FIRST APPEAL NO. 455 OF 2021**

Shankar Rama Bhale	... Applicant
Versus	
The Executive Engineer	
Minor Irrigation Division, Osmanabad & ors.	... Respondents

**AND
CIVIL APPLICATION NO. 2582 OF 2021
IN
FIRST APPEAL NO. 457 OF 2021**

Dilip Dattu Pawar (Died)	
Through Lrs	
1) Namdev Dlip Pawar	
2) Sharad Dilip Pawar	... Applicants
Versus	
The Executive Engineer	
Minor Irrigation Division, Osmanabad & ors.	... Respondents

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Mr. Vivekanand V. Ingale, Advocate for the applicants
 Mr. Syam B. Patil, Advocate for respondent No.1
 Mr. A. M. Phule, AGP for respondent Nos. 2 and 3

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CORAM : R. G. AVACHAT, J.

DATED : 09th JULY, 2021

PER COURT :-

. Heard.

2. Shri Sham B. Patil, learned Advocate for the appellant - acquiring body submits that the claim has been enhanced manifold. He submits to have a very good case in appeal.

3. Considering the rival submissions, the applicants are permitted to withdraw 65% of the amount deposited in this Court. Hence, following order:-

ORDER

- (i) The civil applications are partly allowed.
- (ii) The applicants are permitted to withdraw 65% of the deposited amount. Out of which, 50% amount is allowed to be withdrawn on furnishing undertaking and balance 15% amount is allowed to be withdrawn on furnishing solvent security to the satisfaction of the Registrar (Judicial) of this Court.
- (iii) Balance 35% amount be kept in any nationalised bank till disposal of the first appeal.

[R. G. AVACHAT, J.]