

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 3539 OF 2021
IN FA/158/2019

RAJENDRA NAGENDRA BHANDARI
VERSUS
THE EXECUTIVE ENGINEER, MINOR IRRIGATION
STRENGTHENING DIVISION, OMERGA AND OTHERS

...
Advocate for Applicant : Mr. Laxmikant C. Patil
AGP for Respondent No.1 and 3 : Mr. B. V. Virdhe
Advocate for Respondent No.2 : Mr. Sanjaykumar B. Bhosale
...

CORAM : ANIL S. KILOR, J.

DATE : 23th MARCH, 2021

PER COURT :-

Heard learned counsels appearing for the parties.

2. It is informed to this Court by both the learned counsels appearing for the parties that in other connected appeals, this Court has permitted to withdraw 75% of the amount deposited in this Court, out of which, 50% of the amount by furnishing undertaking and 25% amount by furnishing solvent security.

3. In that view of the matter, as the appellant-Acquiring Body has no objection to allow the applicant-claimant to withdraw the amount on the same terms, the civil application is allowed.

- (i) The permission is granted to withdraw 75% amount; out of which for 50% amount, the applicant shall furnish an undertaking to the effect that in case any adverse orders passed against the applicant, he would refund the amount as per direction of this court.
 - (ii) For the balance 25% amount, the applicant shall furnish solvent security in the like amount to the satisfaction of the Registrar (Judicial) of this court.
 - (iii) The remaining 25% amount shall be invested in any nationalized or scheduled bank for a period of two years and the said period would be extended in case the matter is not finally decided within such period.
4. The civil application is disposed of.

(ANIL S. KILOR)
JUDGE

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