

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO.4135 OF 2021 IN
FIRST APPEAL NO.1151 OF 2020

Kalyan s/o Digambar Ghogare
Died, through L.R.
Nitin s/o Kalyan Ghogare

... APPLICANT

VERSUS

The Executive Engineer,
Minor Irrigation Division,
Osmanabad & anr.

... RESPONDENTS

.....
Mr. P.V. Khiste, Advocate for applicant
Ms. S.D. Shelke, Advocate for respondent No.1.
Mr. S.S. Dande, A.G.P. for respondent No.2.
.....

CORAM : R. G. AVACHAT, J.

DATE : 12th JULY, 2021

PER COURT :

Heard.

2. Applicant to remove the office objection within two weeks.

3. Heard. The learned counsel for the acquiring body informs that the land has been acquired from village Upla

while the sale instances from village Alni have been taken into consideration. Moreover, the interest has been awarded from the date of notification and not from the date of award. The learned counsel meant to say to have a very good case on merits.

4. In view of the above, the applicant is permitted to withdraw 60% of the amount deposited, on furnishing undertaking. The application is disposed of.

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

fmp/-