

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

CIVIL APPLICATION NO.12794 OF 2021 IN
FIRST APPEAL NO.2127 OF 2015

Shaikh Maheebub Bandagi, Died L.Rs.
Murtaja Maheebub Patel & ors. ... **APPLICANTS**

VERSUS

The State of Maharashtra & ors. ... **RESPONDENTS**

.....
Ms L.R. Thakur, Advocate holding for
Mr. L.C. Patil, Advocate for applicants
Mr. Y.G. Gujarathi, A.G.P. for respondents No.1 and 2
.....

AND

CA NO.12795/2021 IN FIRST APPEAL NO.2122/2015

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CORAM : R. G. AVACHAT, J.

DATE : 14th DECEMBER, 2021

PER COURT :

Heard. Interest is said to have been granted from the date of possession and not from the date of award. The same is in breach of the observations made by Full Bench judgment of this Court in case of **State of Maharashtra Vs. Kailash Shiva Rangari [2016 (3) Mh.L.J. 457]**. In the fitness of things, the applicants are permitted to withdraw 75% of the amount in deposit on furnishing usual undertaking. Civil Applications are disposed of.

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

fmp/-