

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

**CIVIL APPLICATION NO.13827 OF 2018
IN**

**F.A. ST. NO.3700 OF 2015
(Sambhaji Topaji Dhulshette**

vs.

Executive Engineer, Minor Irrigation Division, Latur and anr.)

AND

**CIVIL APPLICATION NO.13824 OF 2018
IN**

F.A. ST. NO.3562 OF 2015

AND

**CIVIL APPLICATION NO.13825 OF 2018
IN**

F.A. ST. NO.3706 OF 2015

AND

**CIVIL APPLICATION NO.13826 OF 2018
IN**

F.A. ST. NO.3703 OF 2015

AND

**CIVIL APPLICATION NO.13822 OF 2018
IN**

F.A. ST. NO.3722 OF 2015

AND

**CIVIL APPLICATION NO.13821 OF 2018
IN**

F.A. ST. NO.3718 OF 2015

AND

**CIVIL APPLICATION NO.13823 OF 2018
IN**

F.A. ST. NO.3715 OF 2015

Mr.H.B.Nandagavale, Advocate for applicants
Mr.V.P.Kadam, Advocate for respondent no.1
Mr.B.V.Virdhe, AGP for respondent no.2

CORAM : R.G. AVACHAT, J.
DATE : JULY 26, 2021

ORDER :-

Since the amount under the award has already been deposited, the office objection does not sustain.

2. Learned counsel for the respondent – acquiring body strongly objects for permitting withdrawal of amount.

3. Perused the impugned award and the applications. In view of the submissions made, the following order is passed:-

(i) The applications are partly allowed.

(ii) The applicants are permitted to withdraw 50% of the deposited amount, on furnishing usual undertaking to the satisfaction of learned Registrar (Judicial) of this Court.

(iii) The applicants are also permitted to withdraw further 25% amount on submitting solvent security/surety in the like amount.

- (iv) Balance amount be invested in Fixed Deposit in any nationalised bank for the period till disposal of the appeal
- (v) Civil Applications for withdrawal of amount stand disposed of.

[R.G. AVACHAT, J.]

KBP