

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 1989 OF 2022
IN FIRST APPEAL NO. 2249 OF 2018

NANA KHANDA TAMBE (DIED) THR LRS ARUN (DIED) THR
LRS ANITA AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THR THE COLLECTOR
OSMANABAD AND OTHERS

...
Advocate for Applicants : Mr. R.V. Naiknavare
AGP for Respondent Nos.1 and 2 : Mr. P.M. Kulkarni
Advocate for Respondent No.3 : Mr. J.R. Patil h/f.
Mr. G.B. Rajale

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CORAM : S.G. DIGE, J.
DATE : 14th September, 2022

ORDER :

. Heard learned Counsel for applicants, learned A.G.P. for respondent Nos.1 and 2 and learned Counsel for respondent No.3.

2. Learned Counsel for applicants submits that, in connected group of matters (Coram : Shrikant D. Kulkarni, J.) has permitted the applicant to withdraw 75% of the amount of compensation deposited by the acquiring body / respondent No.3 with accrued interest thereon on furnishing

usual undertaking to the satisfaction of the learned Registrar (Judicial) of this Court. Hence, requested to pass same order and allow the application.

3. Considering the submissions of all learned Counsel as well as considering the order passed by this Court (Coram : Shrikant D. Kulkarni, J.). Hence, I pass the following order :-

ORDER

- (a) Application is allowed.
- (b) Applicants are permitted to withdraw 75% of the amount of compensation deposited by the acquiring body/ respondent No.3 with accrued interest thereon on furnishing usual undertaking to the satisfaction of the learned Registrar (Judicial) of this Court.
- (c) Remaining 25% of the amount of compensation with accrued interest thereon shall be invested in the Fixed Deposit with any Nationalized Bank initially for a period of two years with clause of renewal.
- (d) The Civil Application is disposed of.

[S.G. DIGE, J.]