

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

CIVIL APPLICATION NO. 837 OF 2020
IN
FIRST APPEAL NO. 731 OF 2018

RAMESH VASANTRAO ZADPIDE
VERSUS
THE EX. ENGINEER, P.I. DIVISION, OMERGA AND
OTHERS

WITH
CIVIL APPLICATION NO. 839 OF 2020
IN
FIRST APPEAL NO. 732 OF 2018

RAMESH VASANTRAO ZADPIDE
VERSUS
THE EX. ENGINEER, P.I. DIVISION
OMERGA AND OTHERS

WITH
CIVIL APPLICATION NO. 838 OF 2020
IN
FIRST APPEAL 730 OF 2018

RAMESH VASANTRAO ZADPIDE
VERSUS
THE EX. ENGINEER, P.I. DIVISION
OMERGA AND OTHERS

....
Advocate for the applicant : Mr. N. B. Jadhav
AGP for Respondent State : Mr. P.M. Kulkarni
Advocate for respondent No.1 : Mr. S. B. Kadu h/f
Mr. A. S. Shelke
Advocate for respondent No.4 : Mr. L. C. Patil
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CORAM : S. G. DIGE, J.
DATE : 17.08.2022

PER COURT :-

Heard learned counsel for the applicant and learned counsel for respondent No.4.

2. Learned counsel for respondent No.4 submits that compromise has taken place between applicant and respondent No.4, hence he has no objection to add applicant as a party in the present appeal.

3. Learned counsel for respondent No.4 further submits that applicant be permitted to withdraw the amount as per his share, as per terms and conditions of the compromise which was taken place between applicant and respondent No.4, after furnishing solvent surety.

4. Considering submissions of both the learned counsel, application is allowed in terms of prayer clauses B and C.

5. Applicant is permitted to withdraw the amount deposited by respondent No.1 as per his share on furnishing solvent surety/ security.

6. First Appeals be listed on 22nd August, 2022.

**(S.G. DIGE,)
JUDGE**