

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD.

927 CIVIL APPLICATION NO.4941 OF 2022
IN FAST/26407/2018

VISHWANATH S/O SHRIRAM JADHAV (DIED) THR LRS
BIBISHAN AND OTHERS
VERSUS
THE EXECUTIVE ENGINEER,
MEDIUM PROJECT DIVISION, LATUR AND ANOTHER

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Advocate for Applicants : Mr. Hanmant V. Patil.

Advocate for Respondent No.1 : Mr. Vinesh C. Solshe.

AGP for Respondent/State: Mr. P. M. Kulkarni.

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CORAM : **SHRIKANT D. KULKARNI, J.**

DATE : 01st April, 2022.

P.C.:

. Registry to accept the VP from Mr. Hanmant V. Patil, learned counsel for applicants in first appeal as well as in civil applications.

2 It is an application for withdrawal of compensation amount moved by the applicants/claimants.

3 Heard Mr. Patil, learned counsel for applicants/original claimants, Mr. Solshe, learned counsel for acquiring body and Mr.Kulkarni, learned AGP for the State.

4 It is a practice followed by this Court to allow the claimants arising out of land acquisition matters to withdraw 75% of the amount

of compensation with accrued interest thereon. 50% on simple undertaking and 25% on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial) of this Court. I do not see any reason to take any different view in this matter. By taking the same view, I proceed to pass the following order:

ORDER

- I. The application is hereby allowed as under:
- II. The applicants/claimants are hereby permitted to withdraw 50% of the amount of compensation with accrued interest thereon on furnishing usual undertaking with the Registrar (Judicial) of this Court.
- III. The applicants/claimants are further permitted to withdraw 25% of the amount of compensation with accrued interest thereon on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial) of this Court.
- IV. Remaining 25% balance amount with accrued interest thereon shall be invested in fixed deposit account in any Nationalized Bank initially for a period of one year with renewal clause.
- V. The application is accordingly disposed of.

[SHRIKANT D. KULKARNI, J.]