

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

903 CIVIL APPLICATION NO.6154 OF 2020
IN FA/2472/2017

EKNATH DHONDIBA MALI DIED THR HIS
LRS DATTATRAYA EKNATH MALI AND ORS

VERSUS

STATE OF MAHARASHTRA AND ORS

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Advocate for Applicants : Mr D.D. Sarawade Patil
AGP for Respondent Nos. 1 and 2 : Mr A.B. Chate
Advocate for Respondent No. 3 : Mr S.G. Sangle

CORAM : SHRIKANT D. KULKARNI, J.
DATE : 28th APRIL, 2022

PER COURT :

1. When the present matter is taken up for hearing, it is brought to my notice that in connected appeals, 50% amount was permitted to be withdrawn on submitting an undertaking and further 25% amount on furnishing a solvent surety, the same order is sought in the present application. In view of the above, following order is passed, -

ORDER

- (i) The applicants are permitted to withdraw 50% of the deposited amount on submitting an undertaking to the satisfaction of Registrar of this Court.
- (ii) The applicants are further permitted to withdraw 25% of the deposited amount on furnishing solvent surety/security in the like amount to the satisfaction of Registrar of this Court.

- (iii) Balance 25% amount be invested in FDR of any nationalized Bank for the period, till disposal of the appeal.
- (iv) Civil Application for withdrawal of the amount stands disposed of.

(SHRIKANT D. KULKARNI, J.)

mta