

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

930 CIVIL APPLICATION NO.5814 OF 2022
IN FAST/21182/2020
WITH CA/5813/2022 IN FAST/21555/2020

PREMANATH SADHU BHURE
VERSUS
THE STATE OF MAHARASHTRA,
THROUGH THE COLLECTOR, OSMANABAD AND OTHERS

...
Advocate for Applicant : Mr. Laxmikant C. Patil.
AGP for Respondent/State: Mr. S. N. Morampalle.
Advocate for Respondent No.3: Mrs. Sunita Dashrat Shelke.
...

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

DATE : 20th April, 2022.

P.C.:

. These are the applications for withdrawal of compensation amount moved by the applicants/claimants.

2 Heard Mr. Laxmikant C. Patil, learned counsel for the applicants, Mrs. Shelke, learned counsel for respondent No.3/ acquiring body and Mr. Morampalle, learned AGP for respondent Nos.1 and 2.

3 Mrs. Shelke, learned counsel for the acquiring body opposed to allow these applications in order to protect the interest of the acquiring body.

4 Having considered the submissions of both the sides and looking to the practice followed by this Court, I do not see any reason to take any different view. By taking the same view, I proceed to pass the following order:

ORDER

- I. The applications are hereby allowed as under:
- II. The respective 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 respective 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% of the compensation 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 applications are accordingly disposed of.

[SHRIKANT D. KULKARNI, J.]