

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

**CIVIL APPLICATION NO.6490 OF 2022
IN WP/2002/2022**

**DINESH RAMCHANDRA TIWARI
VERSUS
HARISH RAMCHANDRA ZAWAR AND OTHERS**

...

Advocate for Applicants : Mr. A. R. Syed h/f Mr. Brahme Shailesh P.
AGP for Respondents/State: Mr. S. N. Kendre
Advocate for Respondent No.3: Mr. D. R. Jethliya

...

CORAM : NITIN B. SURYAWANSHI, J.

DATE : 25th April, 2022

ORDER :

1. This civil application is filed by the applicant/original petitioner seeking permission to withdraw the amount of Rs.5,00,000/- deposited by him in terms of the directions given by this Court vide order dated 08/02/2022.

2. The order of *status-quo* was granted in favour of the applicant/petitioner on condition to deposit Rs.5,00,000/-. Writ Petition is dismissed by order dated 22/03/2022. Hence, the Civil Application seeking withdrawal of amount.

3. The learned Advocate for respondent no.3 – Bank strongly opposed the prayer of the applicant/petitioner submitting that the applicant who is a third party has unnecessarily dragged the Bank in the present proceedings. The costs therefore may be awarded to the Bank.

4. Taking into consideration the peculiar facts, Civil Application is allowed in terms of prayer clause - 'B'.

[NITIN B. SURYAWANSHI, J.]

Sameer