

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

**CIVIL APPLICATION NO. 8528 OF 2022  
IN FIRST APPEAL NO. 5037 OF 2017  
WITH  
CIVIL APPLICATION NO. 8530 OF 2022  
IN FIRST APPEAL NO. 5036 OF 2017**

**BHAGINATH ASARAM TAYADE  
VERSUS  
THE EXECUTIVE ENGINEER, MINOR IRRIGATION  
DIVISION NO.1, AURANGABAD AND ANOTHER**

...  
Advocate for Applicant : Mr. A.M. Hajare

**CORAM : S.G. DIGE, J.  
DATE : 23<sup>rd</sup> JUNE, 2022**

**PER COURT :-**

- . Not on board. Taken on board.
2. The motion is made for speaking to the minutes.
3. The learned Counsel for the applicant submits that, this Court by order dated 14<sup>th</sup> June, 2022 has allowed the applicant to withdraw the amount. In the operative order it is mentioned that, "applicant is allowed to withdraw 75% of the deposited amount with usual undertaking before the learned Registrar (Judicial)".

4. Learned Counsel for applicant submits that, the amount is deposited before the Reference Court i.e. Civil Judge, Senior Division, Vaijapur. Hence, the applicant would give the undertaking before the Reference Court, Vaijapur.

5. Applicant is requesting to make necessary correction in operative part of the order.

6. In view of the above, in the order dated 14<sup>th</sup> June, 2022 in clause (i) of the operative part of the order instead of "applicant is allowed to withdraw 75% of the deposited amount with usual undertaking before the learned Registrar (Judicial)" be substituted as "applicant is allowed to withdraw 75% of the deposited amount with usual undertaking before the Reference Court i.e. Civil Judge, Senior Division, Vaijapur", correction be made accordingly.

7. The motion stands disposed of.

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