

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 7482 OF 2018
IN FIRST APPEAL NO. 4141 OF 2016

JAGANNATH HIMMATRAO THOMBARE AND OTHERS
VERSUS
M.S.R.TC.AURANGABAD AND OTHERS

...
Advocate for Applicants : Ms. S.P. Kakade
Advocate for Respondent No.1 : Ms. R.D. Reddy

....

CORAM : S.G. DIGE, J.
DATE : 25th July, 2022

ORDER :

. Heard learned Counsel for applicants and learned Counsel for respondent No.1.

2. Learned Counsel for applicants submits that, this Court has disposed of the appeal by order dated 28th July, 2017. Applicants have withdrawn the deposited amount but interest thereon is remained to be withdrawn by the applicants.

3. Learned Counsel for applicants further submits that, applicants were permitted to withdraw the amount of

Rs.15,85,800/-. This amount is already withdrawn by the applicants but interest thereon is not withdrawn. Hence, applicants requested to permit them to withdraw the interest accrued on the withdraw amount.

4. Learned Counsel for respondent No.1 submits that, amount of Rs.1,63,200/- were returned to the applicants, hence applicants are not entitled for interest on amount of Rs.1,63,200/-.

5. I have heard both learned Counsel. This Court (Coram : P.R. Bora, J.) by order dated 28th July, 2017 has partly allowed the appeal and amount of Rs.15,85,800/- is awarded to the applicants. Applicants have withdrawn this amount but have not withdrawn interest thereon. Applicants are entitled to withdraw the interest amount, till today.

6. The Civil Application is disposed of.

[S.G. DIGE, J.]