

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 10200 OF 2022
IN FIRST APPEAL NO. 134 OF 2020
WITH CA/10202/2022 IN FA/137/2020
WITH CA/10331/2022 IN FA/133/2020
WITH CA/10333/2022 IN FA/131/2020
WITH CA/10334/2022 IN FA/130/2020

BASWARAJ SANGAPPA BELAPURE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THR THE COLLECTOR
LATUR AND OTHERS

...
Advocate for Applicants : Mr. G.K. Sontakke
AGP for Respondent Nos.1 and 2 : Ms. D.S. Jape
....

CORAM : S.G. DIGE, J.
DATE : 14th September, 2022

ORDER :

. Heard learned Counsel for applicants and learned Counsel for acquiring body.

2. Learned Counsel for applicants submits that, this Court (Coram : V.L. Achaliya, J.) has permitted the applicants to withdraw 40% amount out of deposited amount. The said order was challenge before the Hon'ble

Apex Court. The Hon'ble Apex Court has directed to consider the applications for withdrawal of 60% amount. Hence, requested to allow the applications.

3. Learned Counsel for acquiring body submits that, solvent surety / security be taken while permitting the applicants for withdrawing the amount.

4. I have heard both the learned Counsel. Considering the submissions of both the learned Counsel as well as order passed by the Hon'ble Apex Court, I pass the following order :-

ORDER

- (a) Applications are allowed.
- (b) Applicants are permitted to withdraw remaining 60% amount along-with accrued interest thereon on furnishing solvent surety / security.
- (c) The Civil Applications are disposed of.

[S.G. DIGE, J.]