

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

23 CIVIL APPLICATION NO.11846 OF 2022 IN FA/2165/2021
WITH
CIVIL APPLICATION NO.2265 OF 2020 IN FA/2165/2021

SARJERAO BALIRAM KAWADE (DIED) THR LRS RAVINDRA AND
ORS

VERSUS

EX. ENGINEER, OSMANABAD MINOR IRRIGATION DIV.
OSMANABAD UNDER GMIDC, AURANGABAD AND ORS

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Advocate for Applicants : Mr. D. A. Bide
AGP for Respondent Nos.2 & 3: Mr. A. A. Jagatkar
Advocate for Respondent No.3 : Mr. B. R. Surwase

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CORAM : SANDIPKUMAR C. MORE, J.

DATED : 29/08/2022.

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P. C. :

IN CIVIL APPLICATION NO.11846 OF 2022 :

1. Heard rival submissions.
2. In other similar matters, this court has granted withdrawal of 75% amount, which has been deposited in this court in lieu of compensation. As such, same order will follow.
3. The applicants are permitted to withdraw the 50% of the deposited amount of compensation alongwith the accrued interest thereon till date on furnishing usual undertaking to the satisfaction of learned Registrar(Judicial). The applicants are also permitted to withdraw further 25% of the deposited amount of compensation alongwith the accrued interest thereon till date, on furnishing solvent security to the satisfaction of learned Registrar(Judicial). Civil application is accordingly disposed of.

IN CIVIL APPLICATION NO.2265 OF 2020 :

1. Since the acquiring body has deposited entire amount as per the order dated 28/09/2021, the stay application is hereby made absolute in terms of prayer clause "B". Civil application is accordingly disposed of .

(SANDIPKUMAR C. MORE, J.)

VS Maind/-