

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

958 CIVIL APPLICATION NO.12404 OF 2022
IN FA/3581/2018

MANIK BABURAO SURWASE @ DHANGAR (DIED)
THROUGH L.Rs.BABU MANIK SURWASE & OTHERS
VERSUS
THE EX. ENGINEER, IRRIGATION PROJECT
MAJBUTIKARAN DIVISION, OMERGA, OSMANABAD &
OTHERS

...

Advocate for Applicants : Mr.L.C.Patil
AGP for Respondent-State : Mrs.D.S.Jape
Advocate for Respondent no.1 : Mr.G.B.Rajale

...

CORAM : S.G.DIGE, J.
DATE : 30.08.2022

P.C. :

1] Heard the learned counsel for the applicants, learned counsel for respondent nos.1 and learned AGP for the respondent-State.

2] The learned counsel for the applicants submits that in connected group of matters, this Court has permitted the applicants therein to withdraw 75% amount out of the entire deposited amount, hence, requested to pass the same order.

3] The learned counsel for the respondents submits that appropriate order may be passed.

4] Considering the submissions of all learned counsel as well as in connected group of matters, this Court has permitted the applicants therein to withdraw 75% amount out of entire award amount, hence, I pass the following order : -

ORDER

i] The application is allowed.

ii] The applicants are permitted to withdraw 50% amount along with accrued interest thereon out of deposited amount on furnishing undertaking and also permitted to withdraw 25% amount along with accrued interest thereon out of the deposited amount on furnishing solvent surety / security. Remaining 25% amount shall be kept in Fixed Deposit in any Nationalized Bank.

iii] Civil Application is disposed of accordingly.

**[S.G.DIGE]
JUDGE**

DDC