

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

**CIVIL APPLICATION NO.12045 OF 2022 IN
FIRST APPEAL NO. 2822 OF 2021**

Narayan Deu Wakle (died),
through L. Rs.

Applicants

Versus

The State of Maharashtra & others

Respondents

Mr. Madhav K. Jadhav, advocate holding for Mr. A. S. More,
advocate for the Applicants

Mr. S. R. Yadav Lonikar, AGP for Respondents No.1 & 2.

Mr. A. M. Gaikwad, advocate for Respondent No.3.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 17th October, 2022.

PC :

Heard rival submissions.

The applicants are seeking withdrawal of entire amount of compensation which has been deposited by the respondent acquiring body. This Court, in similar other matters, has already permitted withdrawal of whatever amount deposited by the acquiring body to the concerned claimants therein.

In view of the same, the applicants are permitted to withdraw the entire deposited amount, which is 50% of the impugned award along with interest accrued thereon till date, on

furnishing usual undertaking to the satisfaction of the Registrar (J)
of this Court.

Civil application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb

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

**CIVIL APPLICATION NO.7785 OF 2021 IN
FIRST APPEAL NO. 2822 OF 2021**

The M. K. V. D. C., through
Executive Engineer, Osmanabad
and others

Applicants

Versus

Narayan Deu Wakle (dead),
through L. Rs.

Respondents

Mr. A. M. Gaikwad, advocate for applicants.
Mr. S. R. Yadav Lonikar, AGP for Respondent-State.
Mr. Madhav K. Jadhav, advocate holding for Mr. A. S. More,
advocate for Respondents-claimants.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 17th October, 2022.

PC :

Vide order dated 10th August, 2021, interim stay on
deposit of 50% of the impugned award has already been granted.
The said amount is also allowed to be withdrawn by the claimants.

As such, the Application for stay is made absolute in
terms of prayer clause "A".

**(SANDIPKUMAR C. MORE)
JUDGE**

adb

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

FIRST APPEAL NO. 2822 OF 2021

The M. K. V. D. C., through
Executive Engineer, Osmanabad
and others

Appellants

Versus

Narayan Deu Wakle (dead),
through L. Rs.

Respondents

Mr. A. M. Gaikwad, advocate for appellants.
Mr. S. R. Yadav Lonikar, AGP for Respondent-State.
Mr. Madhav K. Jadhav, advocate holding for Mr. A. S. More,
advocate for Respondents-claimants.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 17th October, 2022.

PC :

Heard.

Admit.

Learned Counsel for respective respondents waive
service.

**(SANDIPKUMAR C. MORE)
JUDGE**

adb