

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

913 CIVIL APPLICATION NO.14372 OF 2022 IN FA/4606/2017
WITH
CIVIL APPLICATION NO.12935 OF 2016 IN FA/4606/2017

....
VILAS DNYANESHWAR SHINDE
VERSUS

THE EXECUTIVE ENGINEER, IRRIGATION DIVISION, ZILLA
PARISHAD, AURANGABAD AND ANR

...
Advocate for Applicant : Mr. Bide D. A. and V. B. Wayal
AGP for Respondent No.2 : Mr. P. N. Kutti
Advocate for Respondent NO.1 : Mr. Pradeep Tambade h/f
Mr. D. B. Pawar

...
CORAM : SANDIPKUMAR C. MORE, J.
DATED : 11/10/2022.

P. C. :

IN CIVIL APPLICATION NO.14372 OF 2022 :

1. Heard rival submissions.
2. The applicant is seeking withdrawal of entire amount of compensation of the impugned award, which has been deposited by the acquiring body. This court in other similar matters vide order dated 23/09/2022 has already permitted the applicants therein to withdraw 75% of the deposited amount. As such, similar order would follow.
3. The application is allowed and applicant is permitted to withdraw 75% of the deposited amount alongwith the accrued interest thereon till date, on furnishing usual undertaking before the Registrar (Judicial) of this Court. The remaining 25% amount

shall be invested in FDR in any Nationalized Bank during pendency of the appeal. Accordingly the application is disposed of.

IN CIVIL APPLICATION NO.12925 OF 2016 :

1. Heard rival submissions.
2. The appellant acquiring body has deposited the entire amount of impugned award. As such, the application is made absolute in terms of prayer clause-B and accordingly disposed of.

(SANDIPKUMAR C. MORE, J.)