

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD.

918 CIVIL APPLICATION NO.1507 OF 2022

IN FA/2699/2018

WITH CA/1505/2022 IN FA/2696/2018

HANUMANT GINYANI KATGAVE DIED THRO. LRS. RUKMINIBAI (DIED)
THR LRS VISHWANATH AND OTHERS

VERSUS

THE STATE OF MAHARASHTRA,
THROUGH COLLECTOR, OSMANABAD AND OTHERS

...

Advocate for Applicants : Mr. Ajeet B. Kale.
AGP for Respondent/State: Mr. N. T. Bhagat.
Advocate for Respondent No.3 : Mr. Vinod Patil.

...

CORAM : **SHRIKANT D. KULKARNI, J.**

DATE : 01st April, 2022.

P.C.:

. These are the applications for withdrawal of compensation amount moved by the applicants/claimants.

2 Heard Mr. Kale, learned counsel for the applicants, Mr. Bhagat, learned AGP for respondent Nos. 1 and 2 and Mr. Vinod Patil, learned counsel for respondent No.3/acquiring body.

3 Mr. Kale, learned counsel for applicants seeks leave to place on record copy of order passed by this Court in Civil Application No.9457 of 2019 arising out of same group (Coram : Mangesh S. Patil, J.) dated 10th December, 2019. Copy of the order is taken on record and

marked as 'X' for identification.

4 Mr. Kale, learned counsel for applicants/claimants seeks similar relief.

5 Mr. Bhagat, learned AGP for respondent Nos. 1 and 2 and Mr. Vinod Patil, learned counsel for respondent No.3/acquiring body strongly opposed to allow the application.

6 By taking the same view, I proceed to pass the following order :

ORDER

- I. The applications are hereby allowed as under:
- II. The respective applicants/claimants are permitted to withdraw 50% of the amount of compensation on furnishing usual undertaking with the Registrar (Judicial) of this Court.
- III. The respective applicants/claimants are further permitted to withdraw 25% of the amount of compensation on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial) of this Court.

- IV. Remaining 25% balance amount shall be invested in fixed deposit account in any Nationalized Bank initially for a period of one year with renewal clause.
- V. The applications are accordingly disposed of.

[SHRIKANT D. KULKARNI, J.]

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