

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

**CIVIL APPLICATION NO. 7800 OF 2023 IN
FIRST APPEAL NO. 1337 OF 2021**

Dagdusing Ramsing Bayas (died)
through L.Rs. & others

Applicants

Versus

The Executive Engineer,
Latur MID under GMIDC,
Aurangabad & others

Respondents

Mr. N. D. Kendre, advocate for the applicants
Mr. B. R. Surwase, advocate for Respondent No.1.
Mr. B. V. Virdhe, AGP for Respondents No.2 & 3

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 19th July, 2023.

PC :

Heard learned Counsel for the applicants.

It appears that the applicants have filed this application for withdrawal of the amount, which is deposited by the acquiring body. However, the same is deposited for all the applicants but some of the applicants are not ready to receive the amount in equal share. There is no apportionment done by the learned Reference Court and, therefore, unless all the applicants are ready to accept the

compensation in equal shares, the withdrawal, as directed, cannot be permitted to only some of the applicants.

As such, Civil Application stands disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb