

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

**CIVIL APPLICATION NO. 6996 OF 2023 IN
FIRST APPEAL ST. NO. 41008 OF 2019**

Sunita Mahadeo Kakade & another Applicants

Versus

The Executive Engineer (Nirman),
(Cons.), C. R. Solapur, Pune & others Respondents

Mr. P. B. Rakhunde, advocate for the Applicants
Mr. M. N. Navandar, advocate for Respondent No.1.
Mr. S. N. Kendre, AGP for Respondents No.2 & 3.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 13th June, 2023.

PC :

Heard rival submissions.

The applicants are seeking withdrawal of their entire amount of compensation along with the interest, which has been deposited by the acquiring body.

The learned Counsel for the appellant-acquiring body has strongly opposed the application on the ground that the Reference Court has granted exorbitant compensation, which is nearly thirty times more than the compensation

granted by the SLAO.

In view of the same, the applicants are permitted to withdraw 50% of the deposited amount with proportionate interest by furnishing usual undertaking to the satisfaction of Registrar (J) of this Court with proportionate interest.

The remaining amount be invested in FDR, in any Nationalised Bank, on yearly renewal basis till final disposal of this appeal.

Civil Application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb

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Appellant

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Respondents

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Mr. P. B. Rakhunde, advocate for Respondents No1 & 2.
Mr. S. N. Kendre, AGP for Respondents No.3 & 4.

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Heard.

Admit.

Learned Counsel Mr. Rakhunde, waives service
for Respondents No.1 and 2. Learned AGP waives service for
Respondents No.3 & 4.

**(SANDIPKUMAR C. MORE)
JUDGE**