

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

**27 CIVIL APPLICATION NO.2750 OF 2023
IN FA/1283/2021 WITH CA/7175/2021 IN FA/1283/2021**

**BHUJANG NARHARI ANDHALE AND ANR
VERSUS
THE EX. ENGINEER, IRRIGATION DIV. BEED AND ANR**

...

Advocate for Applicants : Mr. R. G. Hange & Mr. A. R. Hange
AGP for Respondent No.2: Mr. B. V. Virdhe
Advocate for Respondent No.1 : Mr. S. W. Mundhe

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AND

**28 CIVIL APPLICATION NO.2751 OF 2023
IN FA/1281/2021 WITH CA/7171/2021 IN FA/1281/2021**

**BHAGWAT SHESHRAO ANDHALE AND ORS
VERSUS
THE EX. ENGINEER, IRRIGATION DIV. BEED AND ANR**

...

Advocate for Applicants : Mr. R. G. Hange & Mr. A. R. Hange
AGP for Respondent No.2: Mr. S. S. Dande
Advocate for Respondent No.1 : Mr. S. W. Mundhe

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AND

**29 CIVIL APPLICATION NO.2752 OF 2023
IN FA/1287/2021 WITH CA/7078/2021 IN FA/1287/2021**

**BAPPASAHEB VAJJINATH ANDHALE
VERSUS
THE EX. ENGINEER, IRRIGATION DIV. BEED AND ANR**

...

Advocate for Applicants : Mr. R. G. Hange & Mr. A. R. Hange
AGP for Respondent No.2: Mr. S. N. Kendre
Advocate for Respondent No.1 : Mr. S. W. Mundhe

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AND

**30 CIVIL APPLICATION NO.2753 OF 2023
IN FA/1289/2021 WITH CA/7082/2021 IN FA/1289/2021**

BABASAHEB NAVNATH ANDHALE AND ORS

VERSUS
THE EX. ENGINEER, IRRIGATION DIV. BEED AND ANR

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Advocate for Applicants : Mr. R. G. Hange
AGP for Respondent No.2: Mr. A. B. Chate
Advocate for Respondent No.1 : Mr. S. W. Mundhe

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AND

31 CIVIL APPLICATION NO.2754 OF 2023
IN FA/1286/2021 WITH CA/7180/2021 IN FA/1286/2021

RAOSAHEB ASHRUBA ANDHALE AND ANR
VERSUS

THE EX. ENGINEER, IRRI. DIV. BEED AND ANR

...

Advocate for Applicants : Mr. R. G. Hange & Mr. A. R. Hange
AGP for Respondent No.2: Mr. B. V. Virdhe
Advocate for Respondent No.1 : Mr. S. W. Mundhe

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32 CIVIL APPLICATION NO.2755 OF 2023
IN FA/1288/2021 WITH CA/7084/2021 IN FA/1288/2021

SAMPATI DADARAO KHADE
VERSUS
THE EX. ENGINEER, IRRIGATION DIV. BEED AND ANR

...

Advocate for Applicants : Mr. R. G. Hange & Mr. A. R. Hange
AGP for Respondent No.2: Mr. S. S. Dande
Advocate for Respondent No.1 : Mr. S. W. Mundhe

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AND

33 CIVIL APPLICATION NO.2756 OF 2023
IN FA/1285/2021 WITH CA/7165/2021 IN FA/1285/2021

UTTAM ASHRUBA ANDHALE AND ORS
VERSUS

THE EX. ENGINEER, IRRIGATION DIV. BEED AND ANR

...

Advocate for Applicants : Mr. R. G. Hange & Mr. A. R. Hange
AGP for Respondent No.2: Mr. S. N. Kendre
Advocate for Respondent No.1 : Mr. S. W. Mundhe

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AND
34 CIVIL APPLICATION NO.2757 OF 2023
IN FA/1333/2021 WITH CA/7173/2021 IN FA/1333/2021

SUKHDEO MAHADEO ANDHALE
VERSUS
THE EX. ENGINEER, IRRIGATION DIV. BEED AND ANR

...
Advocate for Applicants : Mr. R. G. Hange & Mr. A. R. Hange
AGP for Respondent No.2: Mr. A. B. Chate
Advocate for Respondent No.1 : Mr. S. W. Mundhe

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AND
35 CIVIL APPLICATION NO.2758 OF 2023
IN FA/1282/2021 WITH CA/7169/2021 IN FA/1282/2021

DAGDU DADARAO KHADE (DIED) THR LRS SOMINATH AND ORS
VERSUS
THE EX. ENGINEER, IRRIGATION DIV. BEED AND ANR

...
Advocate for Applicants : Mr. R. G. Hange & Mr. A. R. Hange
AGP for Respondent No.2: Mr. B. V. Virdhe
Advocate for Respondent No.1 : Mr. S. W. Mundhe

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CORAM : SANDIPKUMAR C. MORE, J.
DATED : 03/04/2023.

P. C. :

**A) ORDER IN RESPECTIVE APPLICATION FOR
WITHDRAWAL :**

1. Heard rival submissions.
2. The respective applicants are seeking withdrawal of the entire deposited amounts of compensation, which has been deposited by the acquiring body. It appears that the appellant acquiring body has deposited only 75% of the total compensation amounts alongwith the proportionate interest accrued thereon.

3. The learned counsel for the acquiring body opposed the application on the ground that the reference court has granted exorbitant amount of compensation, which is almost 14 times of the amount granted by SLAO.

4. This court vide order dated 24/08/2022 in other connected matters, has already permitted to withdraw 50% of the deposited amount of compensation alongwith the proportionate interest. In view of the same, the applicants herein are also permitted to withdraw their respective 50% amounts out of the deposited amounts i.e. 75% on usual undertaking and 25% on furnishing solvent surety / security to the satisfaction of Registrar (Judicial) of this court.

5. The remaining amounts be kept in FDR in any nationalized Bank on yearly renewal basis till final disposal of these appeals.

6. The civil applications are accordingly disposed of.

B) ORDER IN RESPECTIVE CIVIL APPLICATION FOR STAY :

Since the appellant - acquiring body in all these matters, has deposited the amounts as directed by this court, the respective applications are made absolute in terms of prayer clause-B and disposed of.

(SANDIPKUMAR C. MORE, J.)