

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

**1001 CIVIL APPLICATION NO.11476 OF 2023
IN FAST/6444/2023 WITH CA/2546/2023 IN
FAST/6444/2023**

PANDHARINATH WAMAN PAWAR AND ANR

VERSUS

EXECUTIVE ENGINEER IRRIGATION DIVISION GODAWARI
MARATHWADA PATBANDHARE VIKAS MAHAMANDAL AND ANR

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Advocate for Applicants: Mr. S. N. Pahune Patil
h/f. Mr. Pahune Patil Nandkishor .

AGP for Respondent/State: Mr. N. T. Bhagat

Advocate for Respondent No.1: Ranjit B. Gaikwad

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AND

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**1002 CIVIL APPLICATION NO.11477 OF 2023
IN FAST/6447/2023 WITH CA/2538/2023 IN
FAST/6447/2023**

VITTHAL SHANKAR GAYKE AND ORS

VERSUS

EXECUTIVE ENGINEER MINOR IRRIGATION DIVISION 1
SINCHAN BHAVAN JALNA ROAD AURANGABAD AND ANR

...

Advocate for Applicants: Mr. S. N. Pahune Patil
h/f. Mr. Pahune Patil Nandkishor .

AGP for Respondent/State: Mr. K. B. Jadhavar

Advocate for Respondent No.1: Ranjit B. Gaikwad

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AND

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**1003 CIVIL APPLICATION NO.11478 OF 2023
IN FAST/6437/2023 WITH CA/2548/2023 IN
FAST/6437/2023**

MAROTI SHAMRAO GAYKE DECEASED THR LRS DUGHUBAI
MAROTIGAYKE AND ANR

VERSUS

EXECUTIVE ENGINEER MINOR IRRIGATION DIVISION 1
AURANGABAD GMIDC SINCHAN BHAVAN AND ANR

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Advocate for Applicants: Mr. S. N. Pahune Patil
h/f. Mr. Pahune Patil Nandkishor .

AGP for Respondent/State: Mr. N. T. Bhagat

Advocate for Respondent No.1: Ranjit B. Gaikwad

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CORAM : ARUN R. PEDNEKER, J.

DATE : 12th SEPTEMBER, 2023

PER COURT:

1. The present first appeals are filed by the acquiring body along with applications for stay. Ad interim stay was granted subject to deposit of 100% of the compensation amount as directed by the reference court. However, the acquiring body till date has only deposited 75% of the amount as directed by this court. The learned counsel for the acquiring body submits that he would deposit remaining 25% within twelve (12) weeks.

2. Stand over to 19.12.2023

3. The present civil applications are filed for withdrawal of amount deposited in this court.

4. Having heard the learned counsel for the parties and since increase in the compensation is about three times more, I deem it appropriate to permit the applicants to withdraw 75% of the total compensation amount awarded by the reference court along with accrued interest thereon, subject to the condition that the applicant gives usual undertaking to the satisfaction of the Registrar (Judicial) of this court. The civil applications for withdrawal of amount are disposed of.

[ARUN R. PEDNEKER, J.]

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