

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

940 CIVIL APPLICATION NO.2611 OF 2023
IN FA/2744/2017 WITH CA/15465/2016 IN FA/2744/2017

PANDURANG BHANUDAS RANDIVE DIED HIS LRS MINAKSHI
PANDURANG RANDIVE
VERSUS
THE STATE OF MAHARASHTRA THR THE COLLECTOR,
OSMANABAD AND ORS

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Advocate for Applicants : Mr. D. B. Pawar
AGP for Respondent-State: Mr. S. W. Mundhe

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**CORAM : SANDIPKUMAR C. MORE, J.
DATED : 02/03/2023.**

P. C. :

A) ORDER IN CIVIL APPLICATION NO.2611 OF 2023 :

1. Heard rival submissions.
2. The applicant is seeking withdrawal of the entire amount of compensation, which has been deposited by the State- acquiring body alongwith the interest accrued thereon.
3. The learned AGP for the acquiring body opposed the application on the ground that the reference court has granted exorbitant amount of compensation, which is nearly six times of the amount granted by SLAO.
4. In view of the same and considering the enhancement granted by the learned reference court, which is more than four times, the applicant is permitted to withdraw 75% of the deposited amount along with the proportionate interest accrued thereon till

date on usual undertaking to the satisfaction of the Registrar (Judicial) of this court.

5. The remaining amount be kept in FDR in any nationalized Bank on yearly renewal basis till final disposal of this appeal.

6. The civil application is accordingly disposed of.

B) ORDER IN CIVIL APPLICATION NO.15465 OF 2016 :

Since the appellant-acquiring body has deposited entire amount of compensation alongwith the interest, the application is made absolute in terms prayer clause-B and disposed of.

(SANDIPKUMAR C. MORE, J.)