

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

**971 CIVIL APPLICATION NO.13196 OF 2023  
IN FAST/14698/2023 WITH CA/6031/2023 IN  
FAST/14698/2023 WITH CA/6039/2023 IN  
FAST/14698/2023**

BABU DADA GATE DIED THR LRS RAMA GATE DIED THR LRS  
CHANDRAKANT GATE DIED THR LRSRUHKMINI AND ORS  
VERSUS  
THE STATE OF MAHARASHTRA THR THE COLLECTOR,  
OSMANABAD AND ORS

...

Advocate for Applicants: Mr. Laxmikant C. Patil  
AGP for Respondent/State: Mr. S. B. Pulkundwar  
Advocate for Respondent/Acquiring Body:  
Mr. V. P. Narwade

...

**AND**

...

**972 CIVIL APPLICATION NO.13197 OF 2023  
IN FA/2725/2023 WITH CA/4943/2023 IN  
FA/2725/2023**

ASHIWANT BABU GATE DIED THROUGH HIS LRS SHIVAJI  
AND ANR  
VERSUS

THE STATE OF MAHARASHTRA, THROUGH THE COLLECTOR  
OSMANABAD AND ORS

...

Advocate for Applicants: Mr. Laxmikant C. Patil  
AGP for Respondent/State: Mr. S. B. Pulkundwar  
Advocate for Respondent/Acquiring Body:  
Mr. V. P. Narwade

...

**AND**

...

**973 CIVIL APPLICATION NO.13199 OF 2023  
IN FA/2724/2023 WITH CA/4893/2023 IN  
FA/2724/2023**

JAGANNATH DATTU SHINDE  
VERSUS

THE STATE OF MAHARASHTRA THROUGH COLLECTOR  
OSMANABAD AND ORS

...

Advocate for Applicants: Mr. Laxmikant C. Patil  
AGP for Respondent/State: Mr. S. B. Pulkundwar  
Advocate for Respondent/Acquiring Body:  
Mr. V. P. Narwade

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**AND**

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**974 CIVIL APPLICATION NO.13200 OF 2023  
IN FA/2722/2023 WITH CA/4895/2023 IN  
FA/2722/2023**  
RAMA BABU GATE DIED THR LRS CHANDRAKANT RAMA GATE  
DIED THR LRS  
VERSUS  
THE STATE OF MAHARASHTRA THR THE COLLECTOR,  
OSMANABADAND ORS

...

Advocate for Applicants: Mr. Laxmikant C. Patil  
AGP for Respondent/State: Mr. S. B. Pulkundwar  
Advocate for Respondent/Acquiring Body:  
Mr. V. P. Narwade

...

**AND**

...

**975 CIVIL APPLICATION NO.13201 OF 2023  
IN FAST/15033/2023 WITH CA/6043/2023 IN  
FAST/15033/2023 WITH CA/6044/2023 IN  
FAST/15033/2023**  
SUNIL DEOU SHINDE  
VERSUS  
THE STATE OF MAHARASHTRA COLLECTOR OSMANABAD AND  
ORS

...

Advocate for Applicants: Mr. Laxmikant C. Patil  
AGP for Respondent/State: Mr. S. B. Pulkundwar  
Advocate for Respondent/Acquiring Body:  
Mr. V. P. Narwade

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**AND**

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**976 CIVIL APPLICATION NO.13202 OF 2023  
IN FA/2689/2023 WITH CA/5108/2023 IN  
FA/2689/2023**

BABU DADA GATE DIED THR LRS SHIVAJI AND ANR  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH COLLECTOR  
OSMANABAD AND ORS

...

Advocate for Applicants: Mr. Laxmikanth C. Patil  
AGP for Respondent/State: Mr. S. B. Pulkundwar  
Advocate for Respondent/Acquiring Body:  
Mr. V. P. Narwade

...

**AND**

...

**977 CIVIL APPLICATION NO.13203 OF 2023  
IN FA/2721/2023 WITH CA/4883/2023 IN  
FA/2721/2023**

RAFIK S/O VAJIRODDIN SAYYAD  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR  
OSMANABAD AND ORS

...

Advocate for Applicants: Mr. Laxmikanth C. Patil  
AGP for Respondent/State: Mr. S. B. Pulkundwar  
Advocate for Respondent/Acquiring Body:  
Mr. V. P. Narwade

...

**AND**

...

**979 CIVIL APPLICATION NO.13206 OF 2023  
IN FAST/15029/2023 WITH CA/6045/2023 IN  
FAST/15029/2023 WITH CA/6046/2023 IN  
FAST/15029/2023**

BABU DADA GATE.(DIED THOUGH ITS LRS),PRABHAKAR  
BABU GATE,(DIED THOUGH ITS LRS) BALASAHEB AND ANR  
VERSUS  
THE STATE OF MAHARASHTRA,THROUGH THE COLLECTOR  
OSMANABAD AND ORS

...

Advocate for Applicants: Mr. Laxmikant C. Patil

AGP for Respondent/State: Mr. S. B. Pulkundwar

Advocate for Respondent/Acquiring Body:

Mr. V. P. Narwade

...

**CORAM : ARUN R. PEDNEKER, J.**

**DATE : 31<sup>st</sup> OCTOBER, 2023**

**PER COURT:**

1. The present civil applications are filed for withdrawal of amount.

2. Perused the order dated 24.04.2023, passed in Civil Application No.5516 of 2023 in First Appeal No.4225 of 2022, wherein this court has permitted the withdrawal of 75% amount deposited.

3. In view of the same, the applicants herein are also permitted to withdraw 75% of the total amount of compensation. 50% on usual undertaking to the satisfaction of the Registrar (Judicial) of this court and 25% on furnishing solvent surety / security to the satisfaction of the Registrar (Judicial) of this court. The remaining amount be kept in fixed deposit in any nationalised bank on yearly renewal basis.

4. The civil applications for withdrawal of amount are disposed of.

5. In Civil Application No.6031 of 2023 for delay and Civil Application No. 6039 of 2023 for stay, Mr. L. C. Patil, learned counsel appears for respondent no.2, service is complete.

6. For the reasons mentioned in the civil applications for condonation of delay, the delay is condoned. The civil applications for condonation of delay stand disposed of.

7. The interim stay granted by this court stands confirmed. The civil applications for stay stand disposed of.

8. The First Appeals are **admitted**. On admission, the learned counsel / AGP waive notice for respective respondents. Call R & P. Office objections, if any, to be removed within a period of four (04) weeks from today.

**[ARUN R. PEDNEKER, J.]**

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