

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

85 CIVIL APPLICATION NO.13016 OF 2023
IN FA/2208/2021 WITH CA/10383/2021 IN FA/2208/2021 WITH
CA/10385/2021 IN FA/2209/2021 WITH CA/13017/2023 IN
FA/2209/2021

JAYHIND KERBA KAMBLE
VERSUS
THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR,
OSMANABAD AND ORS

...
Advocate for Applicant : Mr. Patil Laxmikant C.
AGP for Respondents-State : Mr. R. P. Gour
Advocate for Respondent No.3 : Ms. Sunita D. Shelke
...

CORAM : ARUN R. PEDNEKER, J.
DATE : 30/10/2023

PER COURT :

1. In applications for withdrawal of amount, the Acquiring Body has deposited 100% of compensation amount in this Court.
2. The learned Advocate for the applicant has produced on record the order dated 23/06/2023 passed by this Court in FA/2098/2021 and other connected matters, by which this Court permitted the applicants therein to withdraw the entire 75% deposited amount along with accrued interest thereon.
3. The learned Advocate for the applicants submits that the present appeals are connected to the above matters.

4. In view of the same, the present applicants are permitted to withdraw 75% of the deposited amount along with accrued interest thereon till date i.e. 50% on usual undertaking and 25% on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial) of this Court.

5. The Registrar (Judicial) to disburse the amount as above on an undertaking by the applicants as directed above.

6. In civil applications filed for stay, the learned Advocate for the applicants submits that the amount has been deposited in this Court as per the directions of this Court. In view of the same, the Stay order passed by this Court dated 30/09/2021, in both the applications for stay, is confirmed. Both the applications filed for Stay stand disposed of.

7. The appeals are **Admitted.**

8. After admission the learned Advocate Mr. L. C. Patil waives service of notice on behalf of respondents in both appeals.

(ARUN R. PEDNEKER, J.)

vj gawade/-.