

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

**29 CIVIL APPLICATION NO.12319 OF 2023
IN FAST/6287/2023 WITH CA/2523/2023 IN FAST/6287/2023**

KADUBA DASHRATH GAYAKE
VERSUS
EXECUTIVE ENGINEER MINOR IRRIGATION DIVISION 1 AURANGABAD

...
Advocate for Applicant : Mr. Pahune Patil Nandkishor J.
Advocate for Respondent No.1 : Mr. A. B. Gaikwad
...

**AND
30 CIVIL APPLICATION NO.12321 OF 2023
IN FAST/6441/2023 WITH CA/2540/2023 IN FAST/6441/2023**

DADASAHEB DAULAT GAYAKE
VERSUS
EXECUTIVE ENGINEER MINOR IRRIGATION DIVISION 1 AURANGABAD
AND ANR

...
Advocate for Applicant : Mr. Pahune Patil Nandkishor J.
Advocate for Respondent No.1 : Mr. A. B. Gaikwad
...

**AND
31 CIVIL APPLICATION NO.12322 OF 2023
IN FAST/6434/2023 WITH CA/2544/2023 IN FAST/6434/2023**

SANGEETABAI GOKULGAYAKE
VERSUS
EXECUTIVE ENGINEER MINOR IRRIGATION DIVISION 1 AURANGABAD
AND ANR

...
Advocate for Applicant : Mr. Pahune Patil Nandkishor J.
Advocate for Respondent No.1 : Mr. A. B. Gaikwad

...

AND
32 CIVIL APPLICATION NO.12323 OF 2023
IN FA/3098/2023 WITH CA/2542/2023 IN FA/3098/2023

EKNATH YEDU GAYAKE DECEASED THR LRS NANUBAI BABAN
JAGDALE AND ORS
VERSUS
EXECUTIVE ENGINEER MINOR IRRIGATION DIVISION 1
AURANGABAD

...

Advocate for Applicant : Mr. Pahune Patil Nandkishor J.
Advocate for Respondent No.1 : Mr. A. B. Gaikwad

...

CORAM : ARUN R. PEDNEKER, J.

DATE : 09/10/2023

PER COURT :

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% amount within twelve (12) weeks.

2. Stand over to 02/01/2024.

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.)

vj gawade/-.