



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

927 CIVIL APPLICATION NO. 2960 OF 2024
IN FAST/23120/2019

VENKATRAO BHOJRAJ CHAVAN (DIED) THR LRS. GIRIRAJ
MADHAV CHAVAN

VERSUS

THE EX. ENGINEER, MINOR IRRIGATION DIVISION, UDGIR
AND ANR

...

Mr. Prashant V. Gole h/for Mr. V. D.Gunale, Advocate for Applicant

Mr. D. B. Bhange, AGP for the Respondent No.2 State.

Mr. U. P. Giri, Advocate for Respondent No.1.

CORAM : Y. G. KHOBRAGADE, J.

DATE : 30th April, 2024

ORDER:

1. Heard the learned counsel for the respective parties at length.
2. By the present application, the applicant/legal heir of original claimant prayed for permission to withdraw the entire amount deposited by the non applicant-acquiring body.
3. The land of the applicant/original claimant has been acquired by the non-applicant acquiring body for the public project and in pursuance of the order dated 30.08.2019 passed by this Court in Civil Application No 9715 of 2019, the non-applicant acquiring body deposited the decretal amount before this Court. Therefore, for the reasons described in the application, the applicant is permitted to

withdraw 75% amount out of the deposited amount with certain conditions. Hence, the following order:

ORDER

- (i) The applicant is permitted to withdraw the compensation to the extent of 50% out of the deposited amount with accrued interest, on furnishing undertaking and further 25% amount with accrued interest on furnishing solvent surety to the satisfaction of the Registrar (Judicial) of this Court
- (ii) Remaining 25% shall be invested in any Nationalized Bank.
- (iii) Civil application is accordingly disposed off.

(Y. G. KHOBRAGADE, J.)

JPChavan