



IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD.

**86 CIVIL APPLICATION NO. 11214 OF 2024
IN FAST/5249/2022**

ANIL SHANKAR SHINDE AND ANR

VERSUS

THE MAHARASHTRA KRUSHNA VALLEY DEVELOPMENT CO. THR EX.
ENGINEER, MEDIUM PROJECT OSMANABAD AND ORS

...

Advocate for Applicant : Mr. Ganesh Vilasrao Patil

Advocate for Respondent No.1 : Mr. A. M. Gaikwad.

AGP for Respondent Nos.2 & 3 : Smt. A. S. Mantri.

...

AND

**CIVIL APPLICATION NO. 6866 OF 2022
IN FAST/5009/2022**

THE M.K.V.D.C., THR EX. ENGINEER, MEDIUM PROJECT OSMANABAD
AND ORS

VERSUS

RAOSAHEB SHANKARRAO SHINDE

AND

**CIVIL APPLICATION NO. 6867 OF 2022
IN FAST/5009/2022**

THE M.K.V.D.C., THR EX. ENGINEER, MEDIUM PROJECT OSMANABAD
AND ORS

VERSUS

RAOSAHEB SHANKARRAO SHINDE

...

Advocate for Applicant : Mr. Anil M. Gaikwad.

Advocate for Respondent : Mr. Ganesh Vilasrao Patil.

...

AND

**CIVIL APPLICATION NO. 6871 OF 2022
IN FAST/5249/2022**

THE MAHARASHTRA KRUSHNA VALLEY DEVELOPMENT CO. THR EX.
ENGINEER, MEDIUM PROJECT OSMANABAD AND ORS

VERSUS

ANIL SHANKAR SHINDE AND ANR

...

Advocate for Applicant : Mr. Anil M. Gaikwad.

Advocate for Respondent Nos.2a to 2d : Mr. G. V. Patil.

...

AND

**CIVIL APPLICATION NO. 6872 OF 2022
IN FAST/5249/2022**

THE MAHARASHTRA KRUSHNA VALLEY DEVELOPMENT CO. THR EX.
ENGINEER, MEDIUM PROJECT OSMANABAD AND ORS

VERSUS

ANIL SHANKAR SHINDE AND ANR

...

Advocate for Applicant : Mr. Anil M. Gaikwad.

Advocate for Respondent Nos.2a to 2d : Mr. G. V. Patil.

...

AND

**CIVIL APPLICATION NO. 6875 OF 2022
IN FAST/5269/2022**

THE MAHARASHTRA KRUSHNA VALLEY DEVELOPMENT CO. THR EX.
ENGINEER, MEDIUM PROJECT OSMANABAD AND ORS

VERSUS

KAKASAHEB SHANKARRAO SHINDE (DIED) THR LRS. VIJAYA
KAKASAHEB SHINDE AND ORS

...

Advocate for Applicant : Mr. Anil M. Gaikwad.

Advocate for Respondent Nos.1 to 4 : Mr. G. V. Patil.

...

AND

**CIVIL APPLICATION NO. 6876 OF 2022
IN FAST/5269/2022**

THE MAHARASHTRA KRUSHNA VALLEY DEVELOPMENT CO. THR EX.
ENGINEER, MEDIUM PROJECT OSMANABAD AND ORS

VERSUS

KAKASAHEB SHANKARRAO SHINDE (DIED) THR LRS. VIJAYA
KAKASAHEB SHINDE AND ORS

...

Advocate for Applicant : Mr. Anil M. Gaikwad.

Advocate for Respondent Nos.1 to 4 : Mr. G. V. Patil.

...

AND

**CIVIL APPLICATION NO. 11215 OF 2024
IN FAST/5269/2022**

KAKASAHEB SHANKARRAO SHINDE (DIED) THR LRS. VIJAYA
KAKASAHEB SHINDE AND ORS

VERSUS

THE MAHARASHTRA KRUSHNA VALLEY DEVELOPMENT CO. THR EX.
ENGINEER, MEDIUM PROJECT OSMANABAD AND ORS

Advocate for Applicant : Mr. Ganesh Vilasrao Patil.
 Advocate for Respondent No.1 : Mr. A. M. Gaikwad.
 AGP for Respondent Nos.2 & 3 : Smt. A. S. Mantri.

...
AND

**CIVIL APPLICATION NO. 11216 OF 2024
 IN FAST/5009/2022**

RAOSAHEB SHANKARRAO SHINDE

VERSUS

THE M.K.V.D.C., THR EX. ENGINEER, MEDIUM PROJECT OSMANABAD
 AND ORS

Advocate for Applicant : Mr. Ganesh Vilasrao Patil.
 Advocate for Respondent No.1 : Mr. A. M. Gaikwad.
 AGP for Respondent Nos.2 & 3 : Smt. A. S. Mantri.

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CORAM : **KISHORE C. SANT, J.**

DATE : 17th October, 2024.

P.C.:

. Heard the learned counsel for the parties.

Applications for condonation of delay:

2 For the reasons stated in the applications, the delay stands condoned. The applications stand allowed. Appeals be registered.

Applications for stay:

3 Since the amount is already deposited by the appellant in this Court, excluding the amount of interest from the date of notification till the date of award, there shall be stay to the impugned judgment and award pending the first appeals. The applications stand allowed and disposed of.

Appeals:

4 Heard.

5 **Admit.**

Applications for withdrawal of amount:

6 These applications are for withdrawal of the amount deposited by the appellant in the office of this Court. The learned counsel for the applicants placed reliance on the order dated 11th December, 2019 passed by this Court in Civil Application No.7991 of 2019. The said proceedings are arising out of the same acquisition proceedings. There is no dispute over it. Hence, the following order:-

ORDER

- I. The applicants are permitted to withdraw 50% of the amount alongwith accrued interest deposited in this Court on furnishing usual undertaking. Further 25% of the amount with accrued interest is allowed to be withdrawn on furnishing solvent surety/security to the satisfaction of the learned Registrar (Judicial) of this Court. The remaining amount be kept in fixed deposit in any nationalized bank till disposal of the appeals.
- II. With this, the civil applications for withdrawal of amount stand disposed of.

[KISHORE C. SANT, J.]