



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

23 CIVIL APPLICATION NO. 3323 OF 2024 IN FA/3810/2022

TUKARAM UDDHAV ROTE LRS. PRAMOD AND OTHERS
VERSUS
THE EX. ENGINEER, WAGHUR DAM DIV. JALGAON AND ANOTHER

...
AND

27 CIVIL APPLICATION NO. 3348 OF 2024 IN FA/2547/2022

KALPANA BHALCHANDRA PATIL AND OTHERS
VERSUS
THE EX. ENGINEER, WAGHUR DAM DIV. JALGAON AND ANOTHER

...
Advocate for Applicants/claimants : Mr. Ajeet B. Kale
Advocate for Respondents No.1 and 2 : Mr. Vivek V. Tarde
AGP for Respondents No.3 and 4 : Mr. N. B. Patil

...
WITH CIVIL APPLICATION NO. 3352 OF 2024 IN FA/2546/2022
WITH CIVIL APPLICATION NO. 3351 OF 2024 IN FA/2548/2022
WITH CIVIL APPLICATION NO. 3349 OF 2024 IN FA/2549/2022
WITH CIVIL APPLICATION NO. 3350 OF 2024 IN FA/2550/2022
...

CORAM : S. G. MEHARE, J.

DATE : 05-04-2024

PER COURT :-

1. Heard the learned counsels for the parties.
2. Considering the grounds raised in the appeals, the applications deserve to be partly allowed. Hence, the order;

ORDER

- I) The applications are partly allowed.

- ii) The applicants are permitted to withdraw 75% amount deposited with the Reference Court, with accrued interest thereon. Out of it, 50% amount be released on furnishing usual undertaking that they would deposit the money, if the impugned judgment and award is reversed, and balance 25% amount be released on surety/security before the Reference Court as the amount is lying there.
- ii) Rest (25%) amount be invested in fixed deposit in any Nationalized Bank, as per rules.

**(S. G. MEHARE)
JUDGE**

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