



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

**CIVIL APPLICATION NO. 5135 OF 2024
IN FA/4397/2023**

LATE SUKA RAMDAS CHIRMADE DIED THR LRS AND ORS
VERSUS
THE SPECIAL LAND ACQUISITION OFFICER AND ORS

...

Mr. Madhav M. Bhokarikar, Advocate for Applicants.

Mr. A. V. Lavte, AGP for Respondents-State.

Mr. S. S. Dande, Advocate for Respondent No.3.

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**CORAM : S. G. CHAPALGAONKAR, J.
DATED : 20th AUGUST, 2024.**

P.C.:-

1. Heard Mr. Bhokarikar, learned Advocate appearing for the applicants and Mr. Dande, learned Advocate appearing for respondent no.3/Acquiring Body.
2. Mr. Bhokarikar submits that in the matters arising out of same Award, earlier this Court permitted withdrawal of 50% amount deposited by the Acquiring Body. The same course may be followed in this case.
3. Mr. Dande, learned Advocate appearing for respondent no.3 do not dispute aforesaid position.
4. Considering submissions advanced, application is partly allowed. The applicants are permitted to withdraw 50% of the amount deposited in this Court subject to furnishing of undertaking to the satisfaction of Registrar (Judicial) of this Court. Balance amount be invested in Fixed Deposit in Nationalized Bank.

5. Civil Application is disposed of.

(S. G. CHAPALGAONKAR)
JUDGE

Devendra/August-2024