



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

**87 CIVIL APPLICATION NO. 10075 OF 2024
IN FA/1298/2024**

DATTA MAHADEO TANGADE AND ANR

VERSUS

THE EXECUTIVE ENGINEER, MINOR IRRIGATION DEPARTMENT

WITH

**CIVIL APPLICATION NO. 10076 OF 2024
IN FA/1322/2024**

SUNIL S/O JAGANNATH MAKODE

VERSUS

THE EXECUTIVE ENGINEER, MINOR IRRIGATION DEPARTMENT

WITH

**CIVIL APPLICATION NO. 10077 OF 2024
IN FA/1299/2024**

ASHOK S/O PARWATRAO TANGDE

VERSUS

THE EXECUTIVE ENGINEER, MINOR IRRIGATION DEPARTMENT AND ORS

WITH

**CIVIL APPLICATION NO. 10078 OF 2024
IN FA/1321/2024**

VISHNU S/O SUNDARRAO DHUMAL

VERSUS

THE EXECUTIVE ENGINEER, MINOR IRRIGATION DEPARTMENT

Mr.D.M. Pingale, Advocate for the applicants.

Mr.S.S. Dande, AGP for the respondent-State.

CORAM : KISHORE C. SANT, J.

DATE : 19.09.2024

PC :-

01. Heard learned Advocates for the parties. These applications are filed for withdrawal of amount. The applicants are claimants whose lands are acquired. The learned Reference Court enhanced the amount

of compensation. The challenge is raised to the enhancement by the Acquiring Body. The Acquiring Body has already deposited the entire amount as per the award in this Court.

02. The learned Advocate for the respondent-Acquiring Body vehemently opposed the applications. He submits that enhancement is more than 5-6 times of the amount awarded by the learned SLAO.

03. Considering the above, following order is passed.

ORDER

- (i) The applications are partly allowed.
- (ii) The applicants are allowed to withdraw 50% of the amount deposited along with accrued interest on giving usual undertaking.
- (iii) Further 25% amount is allowed to be withdrawn along with accrued interest on giving solvent surety/security to the satisfaction of the learned Registrar (Judicial) of this Court.
- (iv) Remaining amount be kept in fixed deposit in any nationalized bank.

[KISHORE C. SANT, J.]