



“This order is corrected as per the order dated 18<sup>th</sup> September, 2024 for Speaking to the Minutes”  
drp

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

**CIVIL APPLICATION NO. 8089 OF 2024**  
**IN**  
**FIRST APPEAL STAMP NO.32677 OF 2018**

Dattatray Shrirang Mundhe and Others

APPLICANTS

VERSUS

The GMIDC, Through Executive Engineer,  
Beed Irrigation Division, Beed and Others

RESPONDENTS

**AND**  
**CIVIL APPLICATION NO. 8090 OF 2024**  
**IN**  
**FIRST APPEAL NO.3231 OF 2019**

Jalindar Karbhari Neharkar and Others

APPLICANTS

VERSUS

The GMIDC, Through Executive Engineer,  
Beed Irrigation Division, Beed and Others

RESPONDENTS

**AND**  
**CIVIL APPLICATION NO. 8875 OF 2024**  
**IN**  
**FIRST APPEAL NO.1813 OF 2020**

Saheba Vithal Munde (Died) LRs

APPLICANTS

VERSUS

The GMIDC, Through Executive Engineer,  
Beed Irrigation Division, Beed and Others

RESPONDENTS

**AND**  
**CIVIL APPLICATION NO. 8876 OF 2024**  
**IN**  
**FIRST APPEAL NO.1812 OF 2020**

Anurath Suryabhan Neharkar and Others

APPLICANTS

VERSUS

The GMIDC, Through Executive Engineer,  
Beed Irrigation Division, Beed and Others

RESPONDENTS

.....  
Mr. Ramraje A. Deshmukh, Advocate for the applicants  
Mr. D. B. Bhange, AGP for respondent - State  
Mr. Anil M. Gaikwad, Advocate for respondent No.1  
.....

**[CORAM : NITIN B. SURYAWANSHI, J.]**

**DATE : 6<sup>th</sup> SEPTEMBER, 2024**

**ORDER :**

1. Heard.
2. These applications are filed by the original claimants for withdrawal of the amount of compensation deposited by the acquiring body.
3. Learned advocate for the acquiring body has vehemently opposed the applications by relying on the order passed by this Court, by which the claimants from the same acquisition were permitted to withdraw only 25% of the 50% amount deposited by the acquiring body at that time.
4. Having heard learned advocates for the parties and on perusal of record, and considering the reason stated in the applications and the fact that the acquiring body has now deposited the entire amount of compensation, excluding interest,

which is directed to be deposited within eight weeks from today, in the peculiar facts of the present case, without prejudice to the rights and contentions of the parties, at this stage, the applicants – claimants are permitted to withdraw 50% of the amount of compensation along with proportionate interest accrued thereon, on furnishing undertaking to the satisfaction of the Registrar (Judicial). Claimants are at liberty to renew their request for withdrawal of the amount after the same is deposited by the acquiring body.

**[NITIN B. SURYAWANSHI]**  
**JUDGE**