



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

**CIVIL APPLICATION NO.192 OF 2025 IN
CIVIL APPLICATION NO.12283 OF 2023 IN
FIRST APPEAL NO.2784 OF 2023**

Shamsundar Prabhakar Kale & anr. ... APPLICANTS

VERSUS

The State of Maharashtra & anr. ... RESPONDENTS

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Mr. U.R. Auti, Advocate for
Talekar & Associates for applicants
Mrs. Uma S. Bhosle, A.G.P. for State
Mr. S.V. Deshmukh, Advocate for R.No.2.

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**CORAM : R.G. AVACHAT AND
NEERAJ P. DHOTE, JJ.**

DATE : 9th JANUARY, 2025

ORDER :

Learned Advocate for the applicants submits that,
this Court, passed following order on 6/11/2023 :-

“3. In view of the same, the applicants are permitted to withdraw 50% of the deposited amount along with accrued interest on furnishing usual undertaking before the Registrar (Judicial) of this Court and remaining 25% of the deposited amount along with accrued interest on furnishing solvent surety. The remaining balance amount be

deposited in FDR during the pendency of these appeals.”

2. Learned Advocate for the applicants submits that, the applicants are unable to furnish solvent surety. He states that, the applicants are in a position to furnish solvent security of themselves.

3. Learned Advocate for the acquiring body submits that, appropriate orders be passed.

4. In view of the above, we see no impediment to allow the applicants to withdraw the aforesaid amount as directed by this Court by order dated 6/11/2023 on furnishing solvent security instead of solvent surety. Accordingly, the Civil Application is disposed of by permitting the applicants to furnish solvent security of themselves instead of solvent surety.

(NEERAJ P. DHOTE, J.)

(R.G. AVACHAT, J.)

fmp/-