IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

942 CIVIL APPLICATION NO. 668 OF 2025
IN FA/4541/2023 WITH
CIVIL APPLICATION NO. 669 OF 2025 IN
FA/4540/2023 WITH
CIVIL APPLICATION NO. 670 OF 2025 IN
FA/4539/2023 WITH
CIVIL APPLICATION NO. 671 OF 2025 IN
FA/4538/2023

Shivaji Suryabhan @ Suryakant Gavane
& others ....Applicants

VERSUS

The Executive Engineer,
Minor Irrigation Division, Office Osmanabad
& others .....Respondents

.....
Mr. G. J. Kore, Advocate for the Applicants.
Mrs. M. N. Ghanekar, APP for the State.
Mr. B. R. Surwase, Advocate for Respondent No. 1.

CORAM : R. M. JOSHI, J.
DATE : 7th FEBRUARY, 2025.

PER COURT :

1. This is an application for withdrawal of amount deposited by acquiring body.

2. Learned counsel for the applicant has relied upon order dated 03.07.2024 passed by coordinate bench of this Court in Civil Application No. 15452/2023. He seeks similar order.

3. Learned counsel for Respondents record no objection for the same. Hence, the following order :-

ORDER

a) The application is allowed and disposed of.

b) Applicants are permitted to withdraw 50% of the amount deposited in this Court on furnishing usual undertaking.

c) Further 25% of the amount is allowed to be withdrawn on furnishing solvent surety/security to the satisfaction of the learned Registrar (Judicial) of this Court.

d) The balance amount be kept in fixed deposit in any nationalised bank to be renewed pariodically.

(R. M. JOSHI)
Judge

dyb

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

942 CIVIL APPLICATION NO. 7210 OF 2022
IN FA/4541/2023 WITH
CIVIL APPLICATION NO. 7208 OF 2022 IN
FA/4540/2023 WITH
CIVIL APPLICATION NO. 7212 OF 2022 IN
FA/4539/2023 WITH
CIVIL APPLICATION NO. 7206 OF 2022 IN
FA/4538/2023

The Executive Engineer,
Minor Irrigation Division, Osmanabad
& others ....Applicants

VERSUS

Shivaji Suryabhan @ Suryakant Gavane
& others ....Respondents

Mr. B. R. Surwase, Advocate for applicants.
Mrs. M.N. Ghanekar, AGP for the State.
Mr. G. J. Kore, Advocate for Respondent Nos. 1, 2A to 2F.

CORAM : R. M. JOSHI, J.
DATE : 7th FEBRUARY, 2025.

PER COURT :

1. Amount is deposited and the same is allowed to be withdrawn by separate order.

2. Hence, application is allowed in terms of prayer clause 'B'.

(R. M. JOSHI)
Judge

dyb

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

942 FIRST APPEAL NO. 4541/2023 WITH
FIRST APPEAL NO. 4540/2023 WITH
FIRST APPEAL NO. 4539/2023 WITH
FIRST APPEAL NO. 4538/2023

The Executive Engineer,
Minor Irrigation Division, Osmanabad
& others ....Appellants

VERSUS

Shivaji Suryabhan @ Suryakant Gavane
& others ....Respondents

.....
Mr. B. R. Surwase, Advocate for appellants.
Mrs. M.N. Ghanekar, AGP for the State.
Mr. G. J. Kore, Advocate for Respondent Nos. 1, 2A to 2F.

CORAM : R. M. JOSHI, J.
DATE : 7th FEBRUARY, 2025.

PER COURT :

1. Call R & P.

(R. M. JOSHI)
Judge

dyb