



IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

133 FIRST APPEAL NO. 1939 OF 2025
WITH
CIVIL APPLICATION NO. 10796 OF 2024
IN FA/1939/2025

THE EXECUTIVE ENGINEER, IRRIGATION PROJECT,
STRENGTHENING DIVISION, TULJAPUR
VERSUS
BALU EKNATH KOKATE, DIED, HIS L.RS

...
Advocate for Appellant : Mr. Malte Uday S. (Through V.C.)
AGP for Respondent Nos. 2 & 3/State : Mr. B.A. Shinde
Advocate for Respondents : Mr.P. B. Rakhunde
...

CORAM : SHAILESH P. BRAHME, J.

DATE : 02.09.2025

PER COURT :

ORDER IN FIRST APPEAL :

1. Mr. P.B. Rakhunde, learned Advocate for Respondent No. 1-A submits that he has instructions to appear for all Claimants. He tenders on record a copy of order dated 26.06.2025 and prays for passing similar order for permitting him to withdraw 75% of the amount deposited by the Acquiring Body in this Court.

2. Parties are unanimous that in the similarly situated

matters this Court permitted to withdraw 50% of the amount on furnishing usual undertaking and 25% of furnishing solvent surety/security. Therefore, I proposed to follow the same course.

3. The respondents/Claimants shall be entitled to withdraw/receive 50% of the amount deposited on furnishing usual undertaking and further 25% amount deposited on solvent surety/security to the satisfaction of the learned Registrar, (Judicial) of this Court.

ORDER ON STAY APPLICATION :

4. As the entire amount is deposited, the ad-interim injunction granted stands confirmed.

5. The Civil Application is disposed of.

**(SHAILESH P. BRAHME)
JUDGE**

mahajansb/