



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

966 CIVIL APPLICATION NO. 8591 OF 2025
IN FA/998/2024

MADHUKAR RAMCHANDRA FADTALE

VERSUS

THE M.K.V.D.C., THR THE EX. ENGINEER,
IRRI. PROJECT STRENGTHENING
NOW OSMANABAD M.P.D. AND ORS

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Advocate for the Applicant : Ingale Vivekanand V.
Advocate for Respondent : Ms.Laxmi Thakur h/f.Mr. Gaikwad Anil M.
AGP for Respondent/State : Mr.D.B.Bhange

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CORAM : SHAILESH P BRAHME, J.

DATE : 12.08.2025

PER COURT :

. Applicants seek to withdraw the amount of Rs.1,34,00,891/- deposited by the acquiring body. Reliance is placed on common orders passed by the co-ordinate bench on 20.12.2024. The co-ordinate bench permitted the claimants to receive 50% on furnishing undertaking and 25% on furnishing solvent surety/security.

2. For the reasons stated in the application, I am of the considered view that applicants are entitled to receive 75% of the amount. Similar view has been taken by the co-ordinate bench and I propose to follow the same course.

3. Civil application is partly allowed by permitting the applicants to receive 50% of the amount deposited in this Court with accrued interest on furnishing undertaking and further 25% amount with accrued interest on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial) of this Court.

4. Balance amount shall be invested in nationalized bank.

[SHAILESH P BRAHME, J.]

vsj..