



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

21 CIVIL APPLICATION NO. 13210 OF 2025
IN FA/851/2025

UDHAV KRISHNA GAIKWAD.

VERSUS

THE STATE OF MAHARASHTRA THR COLLECTOR OSMANABAD AND ORS.

...

Mr. P. B. Rakhunde, Advocate for Applicant

Mr. S. V. Hange, AGP for Respondents-State

Ms. Sunita D. Shelke, Advocate for Respondent No.3

WITH

CIVIL APPLICATION NO. 11012 OF 2024
IN FA/851/2025

THE EXECUTIVE ENGINEER, PATHBANDARE MAJBUTIKARAN DIVISION,
OMERGA AND ORS

VERSUS

UDHAV KRISHNA GAIKWAD

...

Ms. Sunita D. Shelke, Advocate for Applicant No.1

Mr. P. B. Rakhunde, Advocate for Respondent

...

CORAM : SHAILESH P. BRAHME, J.

DATE : 03.12.2025

PER COURT :-

CIVIL APPLICATION NO. 13210 OF 2025

. Heard.

2. The respondent – acquiring body has deposited Rs.5,65,344/- in

pursuance of order passed by this Court. Applicant is seeking withdrawal of the same. The acquiring body has deposited only deposited 75% of the amount of compensation because the enhancement is more than ten times. The acquiring body has withheld 25% amount which is rightly so. It is desirable to disburse the amount deposited with accrued interest on furnishing undertaking.

3. Civil Application is allowed partly permitting the applicant to receive the amount deposited with accrued interest on furnishing undertaking to the satisfaction of the learned Registrar (Judicial) of this Court.

FIRST APPEAL

. **Admit.** Mr. P. B. Rakhunde, learned counsel waives service of notice for the respondent.

2. Call for Record and Proceeding. Print is dispensed with.

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. As the acquiring body has deposited the amount in this Court, stay granted earlier shall stand confirmed.

2. Civil Application is disposed of.

(SHAILESH P. BRAHME, J.)