



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

19 CIVIL APPLICATION NO. 12789 OF 2025
IN FA/3381/2023

DEVIDAS SO KHANDU PANDAV
VERSUS
THE EXECUTIVE ENGINEER AND ANR

...

Mr. D. A. Bide h/f. Mr. T. C. Sonawane, Advocate for Applicant

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

Mr. Avinash D. Hande h/f. Mr. Ganesh V. Patil, Advocate for Respondent No.1

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CORAM : SHAILESH P. BRAHME, J.

DATE : 03.12.2025

PER COURT :-

. Heard both sides.

2. Applicant seeks to withdraw amount of Rs.37,82,237/- deposited by the respondent - acquiring body. My attention is adverted to my earlier orders passed on 13.11.2025 and 25.11.2025. In a similarly circumstanced matters, claimants were permitted to receive 60% of the deposited amount on furnishing undertaking and remaining 40% of the deposited amount on furnishing solvent surety/security.

3. There is no serious objection for following the same course as is done in other matters.

4. Civil Application is allowed partly permitting the applicant to receive 60% of the deposited amount with accrued interest on furnishing undertaking and remaining 40% of the deposited amount with accrued interest on furnishing solvent surety/security to the satisfaction of the Registrar (Judicial) of this Court.

FIRST APPEAL

. **Admit.** The learned AGP waives service of notice for respondent-State. Mr. D. A. Bide h/f. Mr. T. C. Sonawane, learned counsel waives service of notice for respondent no.1.

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

(SHAILESH P. BRAHME, J.)