IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

914 CIVIL APPLICATION NO. 8092 OF 2026
IN FAST/31517/2025

Rajendra Sudam Badgujar
VERSUS
Teh Executive Engineer Miw Jalgaon And Ors.

WITH
CIVIL APPLICATION NO. 13485 OF 2025
IN FAST/31615/2025

The Executive Engineer, M.i.w., Jalgaon
VERSUS
Onkar Sandu Patil And Others

WITH
CIVIL APPLICATION NO. 13484 OF 2025
IN FAST/31615/2025

The Executive Engineer, M.i.w., Jalgaon
VERSUS
Onkar Sandu Patil And Others

WITH
CIVIL APPLICATION NO. 8091 OF 2026
IN FAST/31615/2025

Onkar Sandu Patil
VERSUS
The Executive Engineer Miw Jalgaon

WITH
CIVIL APPLICATION NO. 13483 OF 2025
IN FAST/31517/2025

The Executive Engineer, M.i.w., Jalgaon
VERSUS
Rajendra Sudam Badgujar And Others

WITH
CIVIL APPLICATION NO. 13482 OF 2025
IN FAST/31517/2025

The Executive Engineer M I W Jalgaon
VERSUS
Rajendra Sudam Badgujar And Others
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Mr.Deepak Rasve h/f Mr.Chondhekar Balaji Sadashivappa for the Applicants.
Mr.Subhash S. Chillarge for the Acquiring Body.
Ms.Preeti Diggikar, AGP for the Respondent/State.
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CORAM : MANJUSHA DESHPANDE, J.
DATE : 23.10.2026

PER COURT :

APPLICATIONS FOR WITHDRAWAL OF AMOUNT

1. This Civil Application has been filed by the claimant for withdrawal of the balance 20% of the amount from the 70% of the amount that has been directed by this Court to be deposited as a condition for grant of stay.

2. According to the Applicants, although this Court had granted stay to the Appellant/Acquiring Body subject to deposit of 70% of the amount under the decree and judgment passed by the Reference Court, initially the Acquiring Body deposited only 50%, which the Applicants have already withdrawn. Now the Acquiring Body has deposited the residual 20% of the amount. Thus, they are seeking withdrawal of the same.

3. The Civil Applications are allowed by permitting the Applicant to withdraw the balance 20% of the amount deposited by the Acquiring Body on 12.10.2026 on furnishing usual undertaking to the satisfaction of the Registrar (Judicial) of this Court.

4. The Civil Applications are disposed off accordingly.

APPLICATIONS FOR DELAY CONDONATION

5. There is a delay of 2111 days in filing the First Appeals against the judgment and award dated 30.09.2019 passed by the Joint Civil Judge, Senior Division, Jalgaon in L.A.R. Nos. 879 of 2013 and 885 of 2013.

6. According to the Applicants, the delay is unintentional, and the Applicants are not going to gain anything by such delay. The reasons for delay have been explained in Paragraph Nos. 4 and 5. It is stated that after necessary compliance and taking sanction from the Government, the Appeals have been filed, in which time has been consumed.

7. Considering the satisfactory explanation given in the Applications, the Civil Applications for condonation of delay are allowed in terms of Prayer Clause [B] and are accordingly disposed off.

8. In view of condonation of delay, the First Apeals be registered.

9. Call for Record and Proceedings from the concerned Court.

APPLICATIONS FOR STAY

10 In view of the deposit of the entire amount by the Appellant/Acquiring Body as directed by this Court vide order dated 11th December, 2025, the amount which has been deposited by the Applicant has already been withdrawn by the claimants.

11. Thus, the ad-interim order passed by this Court is confirmed and the Civil Applications for stay are allowed in terms of Prayer Clause [B].

[MANJUSHA DESHPANDE, J.]