IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

32 CIVIL APPLICATION NO. 13051 OF 2026
IN FA/680/2023

Nagorao Mohanrao Purandhare Died Thr Lrs Prasad Nagorao Purandare And Ors.
VERSUS
The State Of Maharashtra, Through Collector Aurangabad And Ors.

Mr.Dhananjay Mane, Advocate h/f. Mr.U.V.Bodkhe, Advocate for applicants
Mr.S.N.Kendre, AGP for State

CORAM : AJIT B. KADETHANKAR, J.
DATE : NOVEMBER 02, 2026

ORDER :-

Pursuant to the order dated 26.09.2024 passed by this Court in First Appeal No.680 of 2023 the acquiring body has deposited the compensation amount with interest in this court since vide the referred order, this court enhanced the compensation in the appeal filed by the claimants. Now this Civil Application is filed for permitting the applicants to withdraw the award amount deposited by the acquiring body. In fact, this court in the operative clause (a) of the order, has permitted the appellant to withdraw the said amount without requiring any formal application.

2. Mr.Mane, learned advocate for the applicants submits that the respondent no.3 is presently residing in U.S.A. He would submit that he executed a Power of Attorney in the name of applicant no.2 - Pushkar to receive the money of his share. He submits that further it is also mentioned in the POA that if applicant no.2 is not available then said act be done by applicant no.1. It is further submitted that the compensation amount is to be shared by all three applicants equally. Thus it is prayed that the Registry be directed to release the amount deposited by the acquiring body in this court in equal proportion in the name of all the three applicants.

3. In view of the above, I pass following order:-

A) The Civil Application is partly allowed.

B) Registry shall release the amount deposited by the acquiring body together with interest in equal proportion in the name of present applicants individually. The applicant no.1 who has filed this Civil Application on behalf of other applicants shall furnish the bank details of applicant nos.2 and 3, subject to verification of the same by learned Registrar (Judicial) of this Court.

C) Registry is directed to transmit such amount to individual bank accounts of each applicants.

D) Suffice it to note, considering that applicant nos.2 and 3 are not physically available for verification, they may present themselves before learned Registrar (Judicial) of this Court virtually.

E) Civil Application stands disposed of accordingly.

[AJIT B. KADETHANKAR, J.]

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