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123 CA 6481 OF 2025

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

123 CIVIL APPLICATION NO. 6481 OF 2025
IN FA/2371/2024

ZUMBARBAI W/O PRALHAD GAIKWAD AND ORS
VERSUS
THE EXECUTIVE ENGINEER, MINOR IRRIGATION WWRK M I DIVISION NO 1
AND ORS

WITH
CIVIL APPLICATION NO. 11791 OF 2024
IN FA/2371/2024

SADHANA D/O RAVINDRA SALVE
VERSUS
THE EXECUTIVE ENGINEER MINOR IRRIGATION WWRK M I DIVISION NO1
AURANGABAD AND ORS

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Mr. D. G. Kamble, Advocate for Applicants
Mr. S. V. Hange, AGP for Respondent-s/State
Ms. Vaishali S. Swami h/f. Mr. Mahesh C. Swami, Advocate for Respondent
No.1

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CORAM : SHAILESH P. BRAHME, J.

DATE : 05.01.2026

PER COURT :-

- . Heard both sides.
2. These are Civil Applications for withdrawal of amount. On earlier occasion, applicants were permitted to receive 50% of the amount with accrued interest on furnishing undertaking. Accordingly, the amount was

disbursed proportionately.

3. There are private respondents and rival claims to the compensation. Time was sought by respondent no.4 to file reply but no reply has been filed. In the wake of controversy involved in the matter, I deem it appropriate to permit the applicants to receive 50% of the balance amount with accrued interest.

4. Civil Applications are allowed permitting the applicants to receive 50% of the balance amount with accrued interest on furnishing undertaking to the satisfaction of the learned Registrar (Judicial) of this Court. The amount shall be disbursed proportionately as it was done on the earlier occasion.

FIRST APPEAL

5. **Admit.** Learned AGP waives service of notice for respondent-s/State. Mr. Kamble, learned counsel waives service of notice for the claimants.

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

(SHAILESH P. BRAHME, J.)