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64 CA 404 OF 2026+

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**BENCH AT AURANGABAD**

**64 CIVIL APPLICATION NO. 404 OF 2026**  
**IN FA/2918/2024**

VENKAT @ AMBADAS GYANBA SHINDE DIED THROUGH LRS RAMDAS AND  
ORS.

**VERSUS**

THE STATE OF MAHARASHTRA THROUGH THE DIST COLLECTOR  
OSMANABAD AND ORS.

**WITH**

**FIRST APPEAL NO. 2917 OF 2024**

THE EXECUTIVE ENGINEER, IRRIGATION PROJECT MAJBUTIKARN  
DIVISION, OMERGA AND ORS

**VERSUS**

BALI NAGAPPA BELE AND ORS

**AND**

**65 CIVIL APPLICATION NO. 405 OF 2026**  
**IN FA/2165/2025**

NANARAO GANPATI JADHAV DIED THROUGH LRS MANIKBAI AND ORS.

**VERSUS**

THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR OSMANABAD  
AND ORS.

...

Ms. Sakshi A. Kale h/f. Mr. A. B. Kale, Advocate for Applicants

Mr. S. N. Morampalle and Mr. N. D. Raje, AGP for Respondent-s/State in  
respective matters

Mr. Mukul S. Kulkarni, Advocate for Respondent No.3

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**CORAM : SHAILESH P. BRAHME, J.**

**DATE : 16.01.2026**

**PER COURT :-**

. Applicants seek withdrawal of amount of Rs.1,61,79,993/- in Civil Application No.404 of 2026 and Rs.19,75,941/- in Civil Application No.405 of 2026 deposited by the acquiring body. The withdrawal is solicited on the ground of parity by pointing out order dated 25.09.2025 passed by this Court in Civil Application No.5789 of 2025 and connected matters. In that case also, this Court permitted the claimants to withdraw 75% of the deposited amount on furnishing undertaking while directing that the remaining 25% of the deposited amount be invested in a nationalized bank. I propose to follow the same course.

2. Civil Applications are allowed partly by permitting the applicants to receive 75% of the deposited amount with accrued interest on furnishing undertaking to the satisfaction of learned Registrar (Judicial) of this Court.

3. Remaining 25% of the deposited amount shall be invested in the fixed deposit of any nationalized bank, to be renewed from time to time till disposal of the amount.

( SHAILESH P. BRAHME, J. )