



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

41 CIVIL APPLICATION NO. 902 OF 2026
IN FA/145/2026

AABA HARIDAS LAWATE AND ORS
VERSUS
THE EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT DIVISION,
OSMANANBAD

WITH
CIVIL APPLICATION NO. 901 OF 2026
IN FA/144/2026

ABA HARIDAS LAWATE AND ORS
VERSUS
THE EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT DIVISION,
OSMANANBAD

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Mr. D. A. Bide, Advocate for Applicants
Mr. N. D. Raje, AGP for Respondent/s-State
Mr. Pramod A. Pisal, Advocate for Respondent No.1/Acquiring body

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CORAM : SHAILESH P. BRAHME, J.

DATE : 03.02.2026

PER COURT :-

. Heard both sides.

2. Applicants seek withdrawal of amount of Rs.7,57,288/- in Civil Application No.902 of 2026 and Rs.14,69,463/- in Civil Application No.901 of 2026 deposited by the acquiring body in respective First appeals. It is submitted that the Reference Court wrongly discarded the compensation for

trees, pipeline, well and structures.

4. Applications are contested by the respondents.

5. Ends of justice would be met in permitting the applicants to receive the amounts on certain conditions.

6. Civil Applications are allowed partly permitting the applicants to receive 75% of the deposited amount with accrued interest on furnishing undertaking to the satisfaction of learned Registrar (Judicial) and remaining 25% of the deposited amount with accrued interest on furnishing solvent surety/security to the satisfaction of learned Registrar (Judicial) of this Court.

(SHAILESH P. BRAHME, J.)