



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

47 CIVIL APPLICATION NO. 2410 OF 2026
IN FA/2620/2025
WITH
CIVIL APPLICATION NO. 10253 OF 2024
IN FA/2620/2025

BHIMRAO SADASHIV GAIKWAD DIED HIS LRS SUBHABAI BHIMRAO
GAIKWAD
VERSUS
THE STATE OF MAHARASHTRA THROUGH COLLECTOR OSMANABAD AT
OSMANABAD

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Advocate for Applicant : Mr. Madhav K. Jadhav h/f Mr. More Abhijit S.
AGP for Respondent nos. 1 & 2 : Mr. S.N. Morampalle
Advocate for Respondent No. 3 : Mr. Arun H. Koralkar

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51 CIVIL APPLICATION NO. 2420 OF 2026
IN FA/454/2025
WITH
CIVIL APPLICATION NO. 10346 OF 2024
IN FA/454/2025

JAGANNATH KRUSHNA GAIKWAD DIED HIS LRS LAXMI JAGANNATH
GAIKWAD
VERSUS
THE STATE OF MAHARASHTRA THROUGH COLLECTOR OSMANABAD AT
OSMANABAD

...
Advocate for Applicant : Mr. Madhav K. Jadhav h/f Mr. More Abhijit S.
AGP for Respondent nos. 1 & 2 : Mr. N.D. Raje
Advocate for Respondent No. 3 : Mr. Kishor Taur h/f Mr. S.G. Bhalerao

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55 CIVIL APPLICATION NO. 2424 OF 2026
IN FAST/20617/2024
WITH
CIVIL APPLICATION NO. 9465 OF 2024
IN FAST/20617/2024
WITH
CIVIL APPLICATION NO. 9467 OF 2024
IN FAST/20617/2024

RAOSAHEB SATVA CHAVAN
VERSUS

THE STATE OF MAHARASHTRA THROUGH COLLECTOR OSMANABAD AT
OSMANABAD

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Advocate for Applicant : Mr. Madhav K. Jadhav h/f Mr. More Abhijit S.

AGP for Respondent nos. 1 & 2 : Mr. V.V. Jahagirdar

Advocate for Respondent No. 3 : Mr. Avishkar S. Shelke

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CORAM : SHAILESH P. BRAHME, J.

DATE : 06.03.2026

PER COURT :

CIVIL APPLICATIONS FOR WITHDRAWAL OF AMOUNT :

1. Heard both sides. The applicants are seeking withdrawal of amount deposited by the respondent-Acquiring Body. Reliance is placed on common order dated 29.09.2025, in which this Court permitted the claimants to receive the amount, as it was done in earlier matters. In the present appeals only 50% of the amount of compensation with accrued interest has been deposited.
2. The Acquiring Body has not been directed to deposit entire amount with accrued interest. Their interest is safe-guarded considering excess enhancement and unreasonable awarding of compensation. This Court has already taken a view which is reflected from common order dated 29.09.2025 in permitting the applicants to receive the amount. I propose to adopt the same course.
3. Civil Applications are partly allowed permitting the applicants to withdraw the entire amount (50% of the amount as per award) deposited in this Court along with accrued interest on furnishing undertaking to the satisfaction of the Registrar (Judicial) of this Court.
4. The Civil Applications are disposed of.

CIVIL APPLICATION NO. 9465/2024 IN FAST/20617/2024 FOR DELAY

5. The Acquiring Body seeks to condone delay of 49 days in preferring the appeal.

6. For the reasons stated in the application, the delay stands condoned.

7. Civil Application is disposed of.

CIVIL APPLICATIONS FOR STAY :

8. As the entire amount has been deposited by the Acquiring Body, interim relief granted earlier shall stand confirmed.

9. The Civil Applications are disposed of.

(SHAILESH P. BRAHME, J.)

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