



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

**CIVIL APPLICATION NO. 3973 OF 2025
IN
FIRST APPEAL NO. 2809 OF 2025**

Vasant Eknath Gund
Since deceased through his L.Rs.
Mahadeo Vasant Gund .. Applicant

Versus

The State of Maharashtra, through the
Collector, Osmanabad and others .. Respondents

Ms. Laxmi R. Thakur, Advocate h/f Shri Laxmikant C. Patil,
Advocate for the Applicant.
Shri S. V. Hange, A.G.P. for the Respondent Nos. 1 and 2.
Shri Akash D. Gade, Advocate h/f Shri Ranjit B. Gaikwad,
Advocate for the Respondent No. 3.

**CORAM : SHAILESH P. BRAHME, J.
DATE : 06TH FEBRUARY, 2026.**

FINAL ORDER :

. Applicant seeks to withdraw an amount of Rs. 1,82,691/-
deposited by the respondent No. 3 – acquiring body.

2. It is contended that in similarly situated matters when
deposits were to the extent of 75% of the compensation awarded,
this Court vide order dated 04.03.2025 permitted the claimants
to receive 50% of the amount deposited with accrued interest on
furnishing undertaking and 25% of the amount deposited with
accrued interest on furnishing solvent surety/security.

3. Learned counsel for the respondent No. 3 – acquiring body opposes the submissions.

4. In the present matter entire amount is deposited. As the compensation is not sizable, ends of justice would be met by permitting the applicant to receive 75% of the amount deposited with accrued interest on furnishing undertaking.

5. The civil application is allowed partly permitting the applicant to receive 75% of the amount deposited with accrued interest on furnishing undertaking to the satisfaction of the Registrar (Judicial) of this Court. Balance amount shall be invested in any nationalized bank. The civil application is disposed of.

[SHAILESH P. BRAHME J.]

bsb/Feb. 26