



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

937 CIVIL APPLICATION NO. 13789 OF 2025

IN FA/451/2025

(WITHDRAWAL)

VIJAY KONDIBA NARWADE

VERSUS

THE EXECUTIVE ENGINEER MAJBOOTIKARAN OMERGA

WITH

CIVIL APPLICATION NO. 10284 OF 2024

IN FA/451/2025

(STAY)

THE EXECUTIVE ENGINEER MAJBOOTIKARAN OMERGA

VERSUS

VIJAY KONDIBA NARWADE AND OTHERS

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Advocate for applicant : Mr. N.D. Kendre h/f. Mr. V.B. Deshmukh

Advocate for respondent no. 1 : Mr. A.S. Shelke

AGP for the respondent – State : Mr. N.R. Dayma

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CORAM : SHAILESH P. BRAHME, J.

DATE : 24 APRIL 2026

PER COURT :

Heard both sides.

2. Applicant seeks to withdraw amount of Rs. 9,90,286/- deposited in this Court.

3. Application is contested by Acquiring Body on the ground that the enhancement is more than 7 times.

4. It is practical to allow the applicant to receive part of the amount. Entire amount cannot be disbursed.

5 The applicants are permitted to withdraw 50% of the amount together with accrued interest on furnishing undertaking and 25% of the amount upon furnishing solvent surety / security, to the satisfaction of the Registrar (Judicial) of this Court. Balance amount shall be invested in Nationalized Bank. Application is partly allowed.

FIRST APPEAL

5. **Admit.**

6. Mr. Shelke waives notice for respondent no. 1 and Mr. Dayma, AGP waives notice for respondent - State.

7. Call for Record and Proceedings.

8. Print is dispensed with.

APPLICATION FOR STAY

9. As the amount is deposited, Civil Application for stay is disposed of. Interim relief stands confirmed.

**[SHAILESH P. BRAHME]
JUDGE**

arp/