



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

34 CIVIL APPLICATION NO. 2852 OF 2026
IN FA/74/2024

UMESH GAJENDRA PATIL
VERSUS
EXECUTIVE ENGINEER

WITH FIRST APPEAL NO. 74 OF 2024 WITH
CIVIL APPLICATION NO. 14800 OF 2023
IN FA/74/2024

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Advocate for Applicant : Ms. Vaishali Arun Shinde.
AGP for Respondent/s-State : Mr. N. D. Raje.
Advocate for Respondent No.1 : Mr. Pramod A. Pisal.

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CORAM : SHAILESH P. BRAHME, J.
DATE : 13.03.2026

PER COURT :-

1. Heard both sides.
2. Applicant seeks to withdraw amount of Rs.1,63,18,542/-. Reliance is placed on order passed by Co-ordinate Bench in First Appeal No.82 of 2024 and connected matters. I find no difficulty in adopting the same course.
3. Learned counsel appearing for the respondent/acquiring body has pointed out that enhancement is exorbitant. The interest of the acquiring body can be safeguarded by withholding 25% of the amount.

4. Civil application is allowed partly permitting the applicant to receive 75% of the amount with accrued interest on furnishing undertaking to the satisfaction of the Registrar (Judicial) of this Court.

5. The balance amount shall be invested in the nationalized bank.

First Appeal

6. **Admit.**

7. Learned counsel Ms. Shinde waives service of notice for respondent/claimant. Learned AGP waives service of notice for respondents/State Authorities.

8. Call for Record and Proceedings from the concerned Court.

9. Print is dispensed with.

Civil Application for Stay

10. As the amount has been deposited in pursuance of the earlier order, ad-interim relief granted earlier shall stand confirm.

11. Civil application is disposed of.

(SHAILESH P. BRAHME, J.)

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vmk/-