



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

934 CIVIL APPLICATION NO. 7596 OF 2025
IN FAST/16897/2025
(DELAY)

THE STATE OF MAHARASHTRA THROUGH COLLECTOR JALNA AND
ORS
VERSUS
BABUTAI NAMDEORAO DESHMUKH DIED THROUGH LRS RAMPRASAD
NAMDEO DESHMUKH AND ANR

WITH
CIVIL APPLICATION NO. 3956 OF 2026
IN FAST/16897/2025
(WITHDRAWAL)

BABUTAI NAMDEV DESHMUKH DIED THR HER LEGAL REPR.
RAMPRASAD AND ANR.
VERSUS
THE STATE OF MAHARASHTRA THROUGH DISTRICT COLLECTOR
JALNA

947 CIVIL APPLICATION NO. 3766 OF 2026
IN FAST/16891/2025
(WITHDRAWAL)

SHESHNARAYAN DIGAMBAR UBALE
VERSUS
THE STATE OF MAHARASHTRA THROUGH DISTRICT COLLECTOR
JALNA

949 CIVIL APPLICATION NO. 3957 OF 2026
IN FAST/16887/2025
(WITHDRAWAL)

GANESH VINAYAK UBALE
VERSUS
THE STATE OF MAHARASHTRA THROUGH DISTRICT COLLECTOR
JALNA

950 CIVIL APPLICATION NO. 3961 OF 2026
IN FAST/16908/2025
(WITHDRAWAL)

GANGUBAI DATYTRAO DESHMUKH
VERSUS
THE STATE OF MAHARASHTRA THROUGH DISTRICT COLLECTOR JALNA

**951 CIVIL APPLICATION NO. 3962 OF 2026
IN FAST/16911/2025
(WITHDRAWAL)**

DILIP BABANRAO MORE

VERSUS

THE STATE OF MAHARASHTRA THROUGH DISTRICT COLLECTOR
JALNA

**952 CIVIL APPLICATION NO. 3963 OF 2026
IN FAST/16920/2025
(WITHDRAWAL)**

KAUSALYABAI W/O JANARDHAN DESHMUKH (DIED) THR.L.RS.
RAMPRASAD (DIED) THR. L.RS. SHANTABAI

VERSUS

THE STATE OF MAHARASHTRA THROUGH DISTRICT COLLECTOR
JALNA

**953 CIVIL APPLICATION NO. 3967 OF 2026
IN FAST/16881/2025
(WITHDRAWAL)**

INDUBAI KISANRAO DESHMUKH

VERSUS

THE STATE OF MAHARASHTRA THROUGH DISTRICT COLLECTOR
JALNA

**954 CIVIL APPLICATION NO. 3968 OF 2026
IN FAST/16894/2025
(WITHDRAWAL)**

GINYABAI SAMPATRAO DESHMUKH DIED

VERSUS

THE STATE OF MAHARASHTRA THROUGH DISTRICT COLLECTOR
JALNA

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Advocate for appilcant in all Cas : Mr. V.D. Bhise
AGP for the respondent – State : Mr. G.O. Wattamwar, Mr. C.V. Bhadane,
Mr. N.R. Dayma, Mr. A.R. Kale, Addl.GP, Mr. S.V. Hange

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CORAM : SHAILESH P. BRAHME, J.
DATE : 24 APRIL 2026

PER COURT :

By CA/7596/2025, applicant – Acquiring Body seeks
condonation of 150 days delay. There is no *mala fides* in preferring
the appeal belatedly.

2. For the reasons mentioned in the Civil Application No. 7596 of 2025, same is allowed. Delay stands condoned.

3. The applicants seek to withdraw various amounts deposited by the Acquiring Body.

4. Learned counsel for the applicants has placed on record a common judgment dated 17.03.2026, to buttress that the claimants' appeal / s for the enhancement in identical situation, have been partly allowed by this Court. In the wake of the decision, the entire amount is sought to be withdrawn.

5. Application is contested by the respondents.

6. Applicants come from Devgaon and / or adjoining villages. Their lands were acquired for percolation tank. *Prima facie*, I find similarity in the location and nature of the land. It would be appropriate to permit the applicants to withdraw amounts on undertaking only.

7. I, therefore, pass the following order :-

ORDER

I) Civil Applications for withdrawal of amounts are allowed partly.

II) Applicants are permitted to withdraw 75% of the amount of compensation with accrued interest on furnishing undertaking to the satisfaction of the Registrar (Judicial) of this Court and 25% amount with accrued interest on furnishing solvent surety / security to the satisfaction of the Registrar (Judicial) of this Court.

[SHAILESH P. BRAHME]
JUDGE

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