



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

**955 CIVIL APPLICATION NO. 4111 OF 2026
IN FA/1075/2026**

GAJENDRA SO DIGAMBAR GHOGARE DIED HIS LRS
CHANDRASENA AND OTHERS
VERSUS
EXECUTIVE ENGINEER

**WITH
CIVIL APPLICATION NO. 4130 OF 2026
IN FA/1077/2026**

KAISHAILYABAI DIGAMBAR GHOGARE DIED LRS GAJENDRA
DIED THR LRS CHANDRASENA AND OTHERS
VERSUS
EXECUTIVE ENGINEER

...
Advocate for applicants : Mrs. V.A. Shinde (in both CAs)
Advocate for respondent no. 1 : Mr. A.M. Gaikwad
APP for the respondent – State : Mr. G.O. Wattamwar
...

CORAM : SHAILESH P. BRAHME, J.

DATE : 24 APRIL 2026

PER COURT :

Applicants seek withdrawal of amount of Rs.45,82,728/-
and Rs.9,73,054/- deposited by the respondent – Acquiring Body in the
respective appeals.

2. A copy of the order dated 13.03.2026 is placed on record
to show that in similarly situated matters, this Court already permitted
the applicants to receive 75% amount with accrued interest on
furnishing undertaking.

3. I find no difficulty in following the same course.
4. I, therefore, pass the following order :-
5. Civil Applications are allowed partly.
6. Applicants are permitted to withdraw 75% of the amount 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.

[SHAILESH P. BRAHME]
JUDGE

arp/