

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

Civil Application No. 8934 of 2013

The Executive Engineer,
Latur Minor Irrigation Division,
Latur, District : Latur.

.. Applicant / Appellant

versus

Govind s/o. Madhav Jarikote,
R/o. Wanjarwada,
Taluka : Jalkote,
District : Latur,
& 4 others.

.. Non-applicants / Respondents.

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Mr. Bhagwat A. Shinde, Advocate, for the applicant.

Respondent nos.1 to 3 served (Absent).

*Mr. N.B. Patil, Assistant Government Pleader, for
respondent nos.4 and 5.*

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CORAM : A.M. BADAR, J.

DATE : 19TH NOVEMBER 2015

PER COURT :

1. Heard the learned Counsel appearing for the applicant and the learned Assistant Government Pleader appearing for non-applicant nos.4 and 5. None for non-applicant nos.1 to 3 though served.
2. Perused the impugned award passed by the learned reference Court.

3. Compensation awarded by the Land Acquisition Officer at the rate of Rs. 44,550/- was increased to Rs. 1,33,750/- per hectare. In submission of the learned Counsel for the applicant, this enhancement is without there being any legal evidence on record.

4. As such, impugned judgment and award dated 4-2-2011, passed by the Joint Civil Judge (Senior Division), Ahmedpur [District : Latur], in L.A.R. No. 539/2007, is stayed, pending hearing and final disposal of First Appeal No. 1471 of 2014, on condition that the applicant should deposit the entire amount of award, in this Court, within a period of three months from today.

5. The Civil Application is disposed of in the aforesaid terms.

(A.M. BADAR)
JUDGE

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