

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

CIVIL APPLICATION NO. 9298 OF 2014

IN

FIRST APPEAL ST. NO. 35080 OF 2013

(State of Maharashtra & Ors. Vs. Vithal Nivrutti Khedkar
& Ors.)

C.A. NO. 9300 OF 2014 IN F.A.ST. NO. 35162 OF 2013

C.A. NO. 9302 OF 2014 IN F.A.ST. NO. 35155 OF 2013

C.A. NO. 9304 OF 2014 IN F.A.ST. NO. 35158 OF 2013

C.A. NO. 9306 OF 2014 IN F.A.ST. NO. 35166 OF 2013

Mr. N.B. Patil, Advocate for applicants.

Mr. C.K. Shinde, Advocate for non-applicants.

CORAM : A.M. BADAR, J.

DATED : 05.12.2015

P.C. :-

1. By these applications applicant / State and its Authorities are praying for stay to the effect and operation of order of learned Reference Court by which amount of compensation came to be enhanced.

2. Heard learned AGP appearing for applicants. According to him enhancement is exorbitant and same is not supported by evidence on record. As against this Mr. Shinde learned Counsel appearing for non-applicants submits that award is money decree and as such cannot be stayed.

3. Considering the nature of enhancement, impugned

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judgment and award is stayed subject to condition that applicants should deposit entire amount under award in this Court within a period of 12 weeks from today. Civil Applications are accordingly disposed of.

[A.M. BADAR, J.]

snk/2015/NOV15/ca9298.14