

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

FIRST APPEAL NO.270/2014

Bapurao Tukaram Khode through L.Rs. and others

..Versus..

State of Maharashtra and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

CORAM : Z.A. HAQ, J.

DATE : 28.1.2015

Heard Shri A.P. Kalmegh, the learned advocate for the appellants, Shri A.B. Patil, the learned advocate for the respondent no.2 and Ms B.P. Maldhure, the learned A.G.P. for the respondents 1 and 3.

The learned advocates for the respective parties submit that the issue involved in the appeal is covered by the judgment given by this Court in First Appeal No.557/2007 and connected matters on 10th

July, 2012. It is submitted that the acquisition of the land of the appellants was pursuant to the same notification by which the lands which were the subject matter of First Appeal No.557/2007 and connected matters were acquired.

Therefore, the following order.

- (1) The appeal is partly allowed.
- (2) The appellants - land owners are entitled for compensation of Rs.1,37,000/- per hectare along with all statutory benefits as per the Land Acquisition Act, 1894.
- (3) The order passed by the learned Civil Judge Senior Division, Yavatmal in Land Acquisition Case No.487/2006 on 29th September, 2009 is modified in the above terms.
- (4) In the circumstances, the parties to bear their own costs.

JUDGE