

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 1599 OF 2013

RAMANJUDAS BADRINARAYAN DAGA
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Mr. Niteen V. Gaware.
AGP for Respondent/State : Mr. S. N. Morampalle.

CORAM : S.V. GANGAPURWALA
& A.M. BADAR, JJ.
DATE : 7TH JANUARY, 2016.

PER COURT:

1] Mr Gaware, learned counsel submits that the petitioner is entitled for rental compensation. However, same has not been paid to him. According to him, notification under Section 4 has been issued on 21.4.1988 and possession is taken in 1989. As such, till the date of award, the petitioner be paid rental compensation.

2] According to learned AGP, the petitioner is not entitled for rental compensation.

3] As admittedly, the possession is taken in 1989, subsequent to the notification under Section 4 dated 21.4.1988, the petitioner is entitled for the interest and not for rental compensation.

4] In view of the above, there is no substance in the petition. Same is disposed of.

[A.M. BADAR]
JUDGE

[S.V. GANGAPURWALA]
JUDGE

grt/-