

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

907. CIVIL APPLICATION NO. 12123 OF 2015 IN FA/2049/2016

THE EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION, BEED AND
OTHERS
VERSUS

BALAPRASAD SHRIRANGDAS BHUTADA

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Advocate for Appellants : Mr. R. C. Patil.
Advocate for Respondents : Mr. D. A. Bide.

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WITH CIVIL APPLICATION NO. 12125 OF 2015 IN FA/2050/2016
WITH CIVIL APPLICATION NO. 12129 OF 2015 IN FA/2051/2016
WITH CIVIL APPLICATION NO. 12127 OF 2015 IN FA/2052/2016
WITH CIVIL APPLICATION NO. 12121 OF 2015 IN FA/2053/2016

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CORAM : K.K. SONAWANE, J.

DATED : 20TH SEPTEMBER, 2017.

Order :-

Heard learned counsel for appellant- Acquiring Body and the learned counsel for sole respondent. This Court under Order dated 9th October, 2015, granted stay to the execution and implementation of the impugned Award subject to condition that the applicant/appellant deposits the entire decretal amount within ten (10) weeks. But, it appears that, the appellant-Acquiring Body did not pay any heed to the order passed by this Court and not deposited the amount. In such circumstances, there is no propriety to stay to the impugned Award for creating hurdles in executing the Award on behalf of respondents. Hence, applications for stay stand rejected. The respondents-original claimants are at liberty to execute the Award before Executing Court by following the appropriate remedy under the Law.

**[K. K. SONAWANE]
JUDGE**