

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

CIVIL APPLICATION NO. 13580 OF 2016
IN FAST/28995/2016

THE EXECUTIVE ENGINEER, IRRIGATION PROJECT, MAJBUTIKARAN
DIVISION, OMERGA THRSIN
VERSUS
NAGNATH BHAIRU GODASE AND OTHERS

...
Advocate for Applicant : Mr. Raturaj C. Patil.
Advocate for Respondents No.1 to 3 : Mr. L. C. Patil.
AGP for Respondents No.4 and 5 : Mr. S. R. Yadav-Patil.
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CORAM : K.K. SONAWANE, J.

DATED : 28TH SEPTEMBER, 2017.

Order :-

Heard learned counsel for the applicant-appellant.
Perused the application.

2. In view of nature of subject matter, I do not find any impediment to grant stay by imposing certain conditions. Hence, application deserves to be allowed. Accordingly, the execution and operation of the impugned Judgment and Award passed by the learned Civil Judge, Senior Division, Osmanabad, in Land Acquisition Reference No. 100 of 2011 dated 07-04-2014, is hereby stayed, subject to condition that the appellant (original respondent No.3) - Acquiring Body shall deposit the entire decretal amount alongwith interest accrued thereon as ordered by the learned Reference Court within twelve (12) weeks in this Court, failure to which, the stay granted shall stand vacated automatically without further reference to this Court and respondents No.1-3 (original claimants) are at liberty to avail the requisite remedy for execution of the Award in appropriate forum. Accordingly, civil application stands disposed of.

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