

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

Writ Petition No. 13055 of 2017

District : Aurangabad

1. Sambhaji Khanduji Nagare,
Deceased through legal heirs :
 - 1-A. Kesharbai Sambhaji Nagare,
Age : 70 years,
Occupation : Household,
R/o. Keshar Sadan,
Niralabazar,
Aurangabad.
 - 1-B. Sow. Lata Rushikumar Wankhede,
Age : 50 years,
Occupation : Household,
C/o. Prof. Sachin Wankhede,
Shinhagad Institute of
Business Administration And
Computer Application,
Gat No. 309/310,
Mumbai-Pune Highway,
Lonawala, Dist. Pune.
 - 1-C. Sow. Shakuntala Parshuram Jadhav,
Since deceased through L.Rs. :
 - 1C-1. Pankaj Parshuram Jadhav,
Age : Major,
Occupation : - .
 - 1C-2. Punam Parshuram Jadhav,
Age : Major,
Occupation : - ,
- Both R/o. Pankaj Clinic,
Near Samarth Auto,
Jawahar Colony, Aurangabad.
- 1-D. Sow. Shobha Dagaduba Chowdhar,
Age : 46 years,
Occupation : Household,
R/o. Sonali, Shreya Nagar,

Behind Padmawati Hospital,
Near Kalda Corner,
Aurangabad.

1-E. Sou. Saraj Prakash Pawar,
Age : 45 years,
Occupation : Teacher,
Shreyanagar, Behind Padmawati
Hospital, Near Kalda Corner,
Aurangabad.

1-F. Pradeep Sambhaji Nagare,
Age : 43 years,
Occupation : Business,
R/o. Opp. Niralabazar,
Kesar Sadan, Nayan Complex,
Plot No.38, Aurangabad.

1-G. Daulat Sambhaji Nagare,
Age : Major,
Occupation : Business,
Opp. Niralabazar,
Kesar Sadan, Nayan Complex,
Plot No.38, Aurangabad.

2. Pradeep Sambhaji Nagare,
Age : 43 years,
Occupation : Business,
R/o. Opp. Niralabazar,
Kesar Sadan, Nayan Complex,
Plot No.38, Aurangabad.

3. Daulat Sambhaji Nagare,
Age : Major,
Occupation : Business,
Opp. Niralabazar, Aurangabad.

.. Petitioners.

versus

1. Union of India,
Through the Department of
Road Transport and Highways
Parivahan Bhavan,
1, Parliament Street,
New Delhi.

2. National Highways Authority
of India,
Through its Authorized Officer,

B-23, Near Kamgar Chowk,
N-3, CIDCO, Aurangabad.

3. The Competent Authority of
Land Acquisition National Highway
211 (Aurangabad-Dhule),
Collector Office,
Aurangabad.

4. The District Collector,
Collector Office,
Aurangabad.

5. Mr. Piraji Ganpat Chopde,
Age : Major,
Occupation : Agriculture,
R/o. Osmanpura,
Asturkhana, Shah Colony,
Osmanpura, Aurangabad.

6. Taher Khan s/o. Wahed Khan,
Age : 46 years,
Occupation : Business,
R/o. Peerbazar,
Beside shop of Coment,
Opp. Hospital of
Dr. Sanklecha, Aurangabad.

7. Prakash Sheshrao Chavan,
Age : 45 years,
Occupation : Agriculture,
R/o. Satara Tanda, Satara,
Taluka & Dist. Aurangabad.

.. Respondents.

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Mr. Aditya N. Sikchi, Advocate, for petitioners.

*Mr. S.B. Deshpande, Asst. Solicitor General of India,
for respondent no.01.*

Mr. A.P. Bhandari, Advocate, for respondent no.02.

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**CORAM : R.M. BORDE &
SMT. VIBHA KANKANWADI, JJ.**

DATE : 09TH NOVEMBER 2017

ORAL ORDER :

01. It is informed that the petitioner has already raised an objection under Section 3-H of the National Highways Act, 1956, and the competent authority has prescribed the matter for hearing.

02. The competent authority is not expected to disburse the amount of compensation without deciding objection raised by the petitioner.

03. It would be open for the petitioner to avail of the remedies available in law, in the event of issuance of any adverse order by the competent authority.

04. With the above observations, the writ petition is disposed of.

(Smt. Vibha Kankanwadi)
JUDGE

(R.M. Borde)
JUDGE

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