

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BEFORE THE NATIONAL LOK ADALAT

CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 222 OF 2016

The Executive Engineer, Karanjvan Dam, Division, Nashik	..Appellant
versus	
Mahadu Deu Bendkoli and ors.	..Respondents

WITH

FIRST APPEAL NO. 223 OF 2016

The Executive Engineer, Karanjvan Dam, Division, Nashik	..Appellant
versus	
Smt. Sonabai Suka Bendkoli Deceased through Her Lrs. Shri. Madhukar Sudha Bendkoli and ors.	..Respondents

WITH

FIRST APPEAL NO. 229 OF 2016

The Executive Engineer, Karanjvan Dam, Division, Nashik	..Appellant
versus	
Shri. Rangu L. Bendkoli deceased through His Lrs. Shri. Dattu Rangu Aka Rangnath Bendkoli and ors..	..Respondents

WITH

FIRST APPEAL NO. 233 OF 2016

The Executive Engineer, Karanjvan Dam, Division, Nashik	..Appellant
versus	
Shri. Devaram S. Bendkoli and ors.	..Respondents

WITH

FIRST APPEAL NO. 239 OF 2016

The Executive Engineer, Karanjvan Dam, Division, Nashik	..Appellant
versus	
Shri. Mukund N. Bendkoli and ors.	..Respondents

Ms Chaitrali Deshmukh for the Appellant.

Mr. A. A. Palkar – AGP for the State.

Mr. Borade for the Respondents – Claimants in FA 222,223,229 and 239/2016.

Mr. P. J. Ahuja for Respondents – Claimants in FA 233/2016.

CORAM : **M. S. SONAK, J.**

(HEAD OF THE PANEL)

: **C.D. GONGLE, RETIRED**

DISTRICT JUDGE, MEMBER &

: **M.S. GUPTA, REGISTRAR (INSP.II.)**
MEMBER

DATE : **9th SEPTEMBER, 2017.**

P.C. :-

1] The learned counsel for the parties hand in consent terms which are taken on record and marked as 'X' for the purposes of identification.

2] The consent terms have been signed by the Advocate for the appellant who states that she has been duly authorized to file/sign these consent terms. The consent terms has been signed by the Special Land Acquisition Officer and the learned AGP. The consent terms are also signed / bear the thumb impressions of the respondents – claimants. The signatures / thumb impressions have been duly identified by the learned counsel appearing for the respondents- claimants. The learned counsel appearing for the respondents- claimants has also signed these consent terms signifying consent.

3] In terms of the consent terms, the appellant, has agreed to honour the Award made by the Reference Court and consequently, withdraw the appeals.

4] In these cases, the respondents – claimants have not filed cross appeals / cross objections and the learned counsel appearing for the respondents - claimants state that they have no intentions to do so.

5] In case there is any issue of withdrawal of compensation amount, the Reference Court is directed to verify the identity of the claimants / legal representatives, if any, at the stage of permitting withdrawal. Necessary endorsement to be made in that regard at the stage of permitting withdrawal.

6] The appellant shall be entitled to refund of court fees in terms of Rules in this regard.

7] The appeals are disposed of in terms of the consent terms. Necessary awards to be drawn in terms of the consent terms.

8] Since the appeals are now disposed of, the pending civil applications, if any, do not survive and the same are also disposed of.

(M.S. SONAK,J.)
HEAD OF THE PANEL

(C.D. GONGLE)
MEMBER

(M.S. GUPTA)
MEMBER