

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BEFORE THE NATIONAL LOK ADALAT

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 298 OF 2017

IN

FIRST APPEAL (STAMP) NO. 28280 OF 2016

The Executive Engineer

Karanjvan Dharan Department, Nashik

..Appellant

versus

Lahanu T. Khotre

Deceased through LRs.

Shri Savliram Sitaram Khotre and ors.

..Respondents

WITH

CIVIL APPLICATION NO. 310 OF 2017

IN

FIRST APPEAL (STAMP) NO. 28239 OF 2016

The Executive Engineer

Madhayam Project Department,

Karanjvan Dharan Department, Nashik

..Appellant

versus

Genu G. Bendkoli and ors.

..Respondents

WITH

CIVIL APPLICATION NO. 314 OF 2017

IN

FIRST APPEAL (STAMP) NO. 24171 OF 2016

The Executive Engineer

Madhayam Project Department,

Karanjvan Dharan Department, Nashik

..Appellant

versus

Shivram M. Bendkoli and ors.

..Respondents

WITH

CIVIL APPLICATION NO. 320 OF 2017

IN

FIRST APPEAL (STAMP) NO. 24181 OF 2016

The Executive Engineer,

Madhayam Project Department,

Karanjvan Dharan Department, Nashik

..Appellant

versus
Balu N. Bendkli and ors. ..Respondents

WITH
CIVIL APPLICATION NO. 322 OF 2017
IN
FIRST APPEAL (STAMP) NO. 24163 OF 2016
The Executive Engineer,
Madhayam Project Department
Karanjvan Dharan Department, Nashik ..Appellant

versus
Soma Pandu Mondhe (deceased)
through Lrs. Shri. Kondiram Soma
Mondhe and ors. ..Respondents

WITH
CIVIL APPLICATION NO. 324 OF 2017
IN
FIRST APPEAL (STAMP) NO. 28236 OF 2016
The Executive Engineer,
Madhayam Project Department
Karanjvan Dharan Department, Nashik ..Appellant

versus
Bhika D. Gaikawad and ors. ..Respondents

WITH
CIVIL APPLICATION NO. 332 OF 2017
IN
FIRST APPEAL (STAMP) NO. 26703 OF 2016
The Executive Engineer,
Madhayam Project Department,
Karanjvan Dharan Department, Nashik ..Appellant

versus
Mukunda Soma Pimpalke and anr. ..Respondents

WITH
CIVIL APPLICATION NO. 336 OF 2017
IN
FIRST APPEAL (STAMP) NO. 28215 OF 2016
The Executive Engineer,
Madhyam Project Department,
Karanjvan Dharan Department, Nashik ..Appellant

versus
Hiraman Y. Khade and ors. ..Respondents

WITH
CIVIL APPLICATION NO. 1472 OF 2017
IN
FIRST APPEAL (STAMP) NO. 29052 OF 2016
The Executive Engineer
Madham (Central) Project
Department Nashik ..Appellant
versus
Gopal Soma Bendkoli
deceased through Lrs.Shri. Budha
Gopal Bendkoli and ors. ..Respondents

WITH
CIVIL APPLICATION NO. 1712 OF 2017
IN
FIRST APPEAL (STAMP) NO. 28274 OF 2016
The Executive Engineer
Madhyam Project Department,
Karanjvan Dharan Department, Nashik ..Appellant
versus
Bhika S. Mondhe and ors. ..Respondents

WITH
CIVIL APPLICATION NO. 1717 OF 2017
IN
FIRST APPEAL (STAMP) NO. 4192 OF 2017
The Executive Engineer
Madhayam Project Department,
Karanjvan Dharan Department, Nashik ..Appellant
versus
Nana S. Bendkoli and ors. ..Respondents

WITH
CIVIL APPLICATION NO. 2546 OF 2017
IN
FIRST APPEAL (STAMP) NO. 4200 OF 2017
The Executive Engineer
Madham (Central) Project
Department, Nashik ..Appellant
versus
Maniram K. Bendkoli and ors. ..Respondents

Ms Chaitrali Deshmukh for Appellant.

Mr. A.A. Palkar, AGP – AGP for the State.

Mr. P. J. Ahuja for Respondents – Claimants.

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] In these matters, the appellants have taken out the civil applications for condonation of delay. Since, they are not objected to, by consent, the delay is condoned. The civil applications are disposed of.

2] Ms Deshmukh, learned counsel for the appellant-applicant (Acquiring Body), the appellants herein, on basis of instructions, makes a statement that the appellants wish to withdraw the appeals and honour the awards made by the Reference Court.

3] Mr. Ahuja for the respondents – claimants confirms that none of the respondents – claimants have filed any cross appeals or cross objections in this matter and further, that they do not intend to do so in future.

4] Mr. Palkar, learned AGP for the State submits that he can have no objection to the withdrawal of the appeals by the Acquiring Body – Appellants.

5] The Reference Court is however directed to verify the identity of the claimants / their representatives at the stage of execution / permitting withdrawal of compensation, should such occasion arise. Necessary endorsement to be made in this regard at the stage of execution / permitting withdrawals.

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

7] In view of the aforesaid, these appeals are also disposed of. Necessary Awards to be drawn up in these matters.

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**