

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

9 CIVIL APPLICATION NO. 13520 OF 2017
IN FA/5072/2017

WITH CA/13482/2017 IN FA/4991/2017
WITH CA/13500/2017 IN FA/4992/2017
WITH CA/13484/2017 IN FA/4993/2017
WITH CA/13494/2017 IN FA/4994/2017
WITH CA/13506/2017 IN FA/4995/2017
WITH CA/13488/2017 IN FA/4996/2017
WITH CA/13504/2017 IN FA/4997/2017
WITH CA/13502/2017 IN FA/4998/2017
WITH CA/13508/2017 IN FA/4999/2017
WITH CA/13491/2017 IN FA/5000/2017
WITH CA/13486/2017 IN FA/5001/2017
WITH CA/13532/2017 IN FA/5073/2017
WITH CA/13538/2017 IN FA/5074/2017
WITH CA/13540/2017 IN FA/5075/2017
WITH CA/13524/2017 IN FA/5076/2017
WITH CA/13517/2017 IN FA/5080/2017
WITH CA/13515/2017 IN FA/5081/2017
WITH CA/13513/2017 IN FA/5082/2017
WITH CA/13526/2017 IN FA/5083/2017
WITH CA/13528/2017 IN FA/5084/2017
WITH CA/13522/2017 IN FA/5085/2017
WITH CA/13530/2017 IN FA/5086/2017
WITH CA/13534/2017 IN FA/5087/2017
WITH CA/13510/2017 IN FA/5088/2017
WITH CA/13536/2017 IN FA/5089/2017

EXECUTIVE ENGINEER, (MEDIUM PROJECT) DIVISION, LATUR AND
ORS
VERSUS
SIKANDAR BAPURAO HOLKAR

...
Advocate for Appellants : Mr. Suresh D. Dhongade - Absent
Adv. for Respondents-original claimants : Mr. L.C. Patil
...

CORAM : K.K. SONAWANE, J.

DATED : 4th JULY, 2018.

Order :-

1. Heard learned counsel for respondents - original claimants. When the matters are called out, no one else appeared on behalf of applicants/appellants.

2. Learned counsel for the respondents-original claimants submits that this Court under order dated 14-11-2017 directed the appellants to deposit the decretal amount within a period of twelve weeks from the date of order. Despite sufficient time, since November, 2017, there is no response from the appellants for depositing the amount in this Court. Therefore, he prayed to reject the applications for stay with liberty to the respondents-original claimants to execute the award.

3. Admittedly, this Court under order dated 14-11-2017 granted stay to the execution and operation of the impugned judgment and award passed by the Reference Court subject to deposit of decretal amount within twelve weeks. But, the appellants did not pay any heed to said conditional order passed by this Court nor deposited the decretal amount upto this date. Therefore, there is no propriety to keep present applications pending for further process. Accordingly, civil applications for stay filed by the appellants-Acquiring Body stands dismissed with liberty to the respondents-original claimants to execute the award for recovery of decretal amount within ambit of law.

4. The Civil applications are disposed of accordingly.

[K. K. SONAWANE]
JUDGE

MTK.