

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 928/2018.

Kazi Akiluddin Sujaoddin and another.

-VERSUS-

The State of Maharashtra and others.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

CORAM : B. P. DHARMADHIKARI &
MRS. SWAPNA JOSHI, JJ.

DATE : FEBRUARY 16, 2018.

Heard Shri R.D. Karode, learned counsel
for petitioners and Shri A. Chutke, learned A.G.P. for
respondent nos. 1 to 3.

2. In the light of orders of this Court dated
18.08.2017 in Writ Petition No. 5128/2017, it is
apparent that possession was taken after publishing
notification under Section 4 of the Land Acquisition
Act. This Court has in that order observed that if such
possession is lost after Section 4 declaration, rental
compensation is not possible.

3. Petitioners claim that there has been

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subsequent notification on 10.04.2015 under Section 11 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013. Petitioners were therefore, given leave to make appropriate representation.

4. In the representation the petitioners are claiming rental compensation even after the date with reference to which market value of the land has been determined.

5. Reply give by respondents on 18.12.2017 correctly negates the claim. We find no substance in the petition. Writ Petition is, therefore, rejected. No costs.

JUDGE

JUDGE

Rgd.