

**IN THE NATIONAL LOK ADALAT PRESIDED OVER BY
HON'BLE SMT. JUSTICE VIBHA KANKANWADI
HELD ON 17TH MARCH, 2019,
AT HIGH COURT LEGAL SERVICES SUB-COMMITTEE
AT AURANGABAD**

80 FIRST APPEAL NO.1970 OF 2018

EXECUTIVE ENGINEER, LOWER DUDHNA PROJECT DIVISION, SAILU
UNDER G.M.I.D.C AURANGAB
VERSUS
VITTHAL BABASAHEB WAGHMARE AND ORS
...

81 FIRST APPEAL NO.1971 OF 2018

EXECUTIVE ENGINEER, LOWER DUDHNA PROJECT DIVISION, SAILU
UNDER G.M.I.D.C AURANGAB
VERSUS
VITTHAL BABASAHEB WAGHMARE AND ORS
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ORDER

1 Learned Advocate Mr. B.R. Survase for the appellant/acquiring body is present. Mr. P.B. Jadhav, Executive Engineer, Jalna Irrigation Division, Jalna is also present. Learned Advocate Mr. A.H. Koralkar for the respondents is also present. Pursis has been filed by them. It is marked as Exh.'X'.

2 In view of the said compromise the appeals are disposed of as withdrawn.

3 Award/Decree be drawn up in terms of the compromise.

4 In view of the compromise refund of Court fees would be as
per rules.

5 Deficit Court fee, if any, be paid forthwith.

6 Pending Civil Applications, if any, be disposed of.

7 Statement is also made that 75% amount is already
withdrawn by the claimants. In view of the fact that interest is to be
calculated as per the decision of the Full Bench in State of Maharashtra
vs. Kailash Shiva Rangari [2016(4) ALL M.R. 513 (F.B.)] and The
State of Maharashtra and others vs. Ramesh Tukaram Meshram and
others [2018(1) ALL M.R. 645]. Remaining amount, if any, towards
claimants, be given to the claimants and if there is excess amount, then it
should be refunded to the acquiring body along with interest accrued.

(K.B. Choudhari)
Advocate
Member

(V.B. Mantri)
D.J. (Retd.)
Member

(Smt. Vibha Kankanwadi, J.)
Head of the Panel.

Date : 17.03.2019.

Place : Aurangabad.

agd