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.

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88 CIVIL APPLICATION NO.2606 OF 2015 IN FAST/17655/2014 WITH CA/2607/2015 IN FAST/17655/2014 WITH CA/2608/2015 IN FAST/17688/2014 WITH CA/2609/2015 IN FAST/17688/2014 WITH CA/2610/2015 IN FAST/17671/2014 WITH CA/2611/2015 IN FAST/17671/2014 WITH CA/2612/2015 IN FAST/17692/2014 WITH CA/2613/2015 IN FAST/17692/2014 WITH CA/2614/2015 IN FAST/17685/2014 WITH CA/2615/2015 IN FAST/17685/2014

EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION, OSMANABAD
VERSUS
BHAGWAN AMBADAS WADANE AND ANOTHER

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90 CIVIL APPLICATION NO.3630 OF 2015 IN FAST/19480/2014 WITH CA/3631/2015 IN FAST/19480/2014 WITH CA/3632/2015 IN FAST/19708/2014 WITH CA/3633/2015 IN FAST/19708/2014 WITH CA/3634/2015 IN FAST/19758/2014 WITH CA/3635/2015 IN FAST/19758/2014 WITH CA/3636/2015 IN FAST/19717/2014 WITH CA/3639/2015 IN FAST/19717/2014 WITH CA/3640/2015 IN FAST/19567/2014 WITH CA/3641/2015 IN FAST/19567/2014 WITH CA/3642/2015 IN FAST/19551/2014 WITH CA/3643/2015 IN FAST/19551/2014 WITH CA/3644/2015 IN FAST/19528/2014 WITH CA/3645/2015 IN FAST/19528/2014 WITH CA/3646/2015 IN FAST/19779/2014 WITH CA/3647/2015 IN FAST/19779/2014

EXECUTIVE ENGINEER MINOR IRRIGATION DIVISION OSMANABAD
VERSUS
MAHADEO DAGADU PATIL AND OTHERS

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**91 CIVIL APPLICATION NO.9166 OF 2015
IN FAST/19961/2015 WITH CA/9168/2015 IN
FAST/20176/2015 WITH CA/9170/2015 IN FAST/20179/2015**

**THE EXECUTIVE ENGINEER, IRRIGATION PROJECT MAJBUTIKARN DIVISION, OMERGA AND OTHER
VERSUS
MOHEDDIN ABDUL HAI VIJAPURE AND ANOTHER**

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**92 CIVIL APPLICATION NO.9320 OF 2015
IN FAST/19702/2015 WITH CA/9322/2015 IN
FAST/19744/2015 WITH CA/9324/2015 IN FAST/19747/2015**

**THE EXECUTIVE ENGINEER, IRRIGATION PROJECT MAJBUTIKARN DIVISION, OMERGA AND OTHER
VERSUS
RAJENDRA MADHAV KUMBHAR**

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93 FIRST APPEAL NO.971 OF 2016

**THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS
JAGNNATH VITHOBA WADANE**

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**94 CIVIL APPLICATION NO.15830 OF 2016
IN FAST/16462/2016 WITH CA/15820/2016 IN
FAST/14258/2016 WITH CA/15821/2016 IN FAST/14258/2016
WITH CA/15822/2016 IN FAST/16508/2016 WITH
CA/15823/2016 IN FAST/16508/2016 WITH CA/15824/2016 IN
FAST/16497/2016 WITH CA/15825/2016 IN FAST/16497/2016
WITH CA/15826/2016 IN FAST/16446/2016 WITH
CA/15827/2016 IN FAST/16446/2016 WITH CA/15828/2016 IN
FAST/16478/2016 WITH CA/15829/2016 IN FAST/16478/2016
WITH CA/15831/2016 IN FAST/16462/2016**

THE MAHARASHTRA KRUSHNA VALLEY DEVELOPMENT CORPORATION
VERSUS
SAMADHAN DADA GUNJAL AND OTHERS

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95 FIRST APPEAL NO.2528 OF 2017

THE EXECUTIVE ENGINEER, IRRIGATION PROJECT MAJBUTIKARN DIVISION, OMERGA AND OTHER
VERSUS
LAXMAN MARUTI JADHAV DEAD THR LRS CHAYABAI LAXMAN JADHAV AND OTHERS

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100 FIRST APPEAL NO.3271 OF 2017
WITH FA/3265/2017 WITH FA/3266/2017 WITH FA/3267/2017 WITH FA/3268/2017 WITH FA/3269/2017 WITH FA/3270/2017

THE EXECUTIVE ENGINEER, IRRIGATION PROJECT, MAJBUTIKARAN DIVISION, OMERGA AND ORS
VERSUS
AMBADAS KALIDAS BEMBALKAR

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101 FIRST APPEAL NO.3284 OF 2017
WITH CA/16515/2016 IN FA/3284/2017 WITH FA/3278/2017
WITH CA/16505/2016 IN FA/3278/2017 WITH FA/3279/2017
WITH CA/16507/2016 IN FA/3279/2017 WITH FA/3280/2017
WITH CA/16509/2016 IN FA/3280/2017 WITH FA/3281/2017
WITH CA/16511/2016 IN FA/3281/2017 WITH FA/3282/2017
WITH CA/16513/2016 IN FA/3282/2017 WITH FA/3283/2017
WITH CA/16517/2016 IN FA/3283/2017

THE EXECUTIVE ENGINEER, IRRIGATION PROJECT, MAJBUTIKARAN DIVISION, OMERGA AND ORS
VERSUS
VAISHALI RAMESH SHINDE

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103 FIRST APPEAL NO.4954 OF 2017
WITH CA/16152/2016 IN FA/4954/2017

THE MAHARASHTRA KRUSHNA VALLEY DEV. CORP. THR. EXE ENGINEER MEDIUM PROJECT OSMANA
VERSUS
LAXMIBAI GANPATI RAJMANE

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104 FIRST APPEAL NO.4956 OF 2017
WITH CA/16154/2016 IN FA/4956/2017

THE MAHARASHTRA KRUSHNA VALLEY DEV. CORP. THR. EXE ENGINEER MEDIUM PROJECT OSMANA
VERSUS
PUSHPA BABASAHEB DEVKATE

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105 CIVIL APPLICATION NO.5546 OF 2017
IN FAST/14178/2015 WITH CA/5544/2017 IN FAST/15156/2015 WITH CA/5545/2017 IN FAST/15156/2015 WITH CA/5547/2017 IN FAST/14178/2015 WITH CA/5548/2017 IN FAST/14174/2015 WITH CA/5549/2017 IN FAST/14174/2015

EXECUTIVE ENGINEER, MEDIUM PROJECT DIVISION, OSMANABAD THR EXE ENGINEER
VERSUS
VAIJINATH BABURAO BHONG AND OTHERS

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106 FIRST APPEAL NO.252 OF 2018

EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT DIVISION
VERSUS
DADA VITTHAL ZIL AND OTHERS

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107 FIRST APPEAL NO.253 OF 2018

EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT DIVISION, OSMANABAD NOW UNDER THE M.
VERSUS
DIGAMBAR BHAGWAN ZEEL AND ORS

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108 FIRST APPEAL NO.254 OF 2018

EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT DIVISION, OSMANABAD NOW UNDER THE M.
VERSUS
JARICHAND MANOHAR UMAP DIED AND ORS

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109 FIRST APPEAL NO.346 OF 2018

EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION, OSMANABADTHE COURT OF LOK ADALAT
VERSUS
BIRU KASHIBA TERKAR AND ANOTHER 1

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110 FIRST APPEAL NO.347 OF 2018

EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION, OSMANABAD
VERSUS
NIVRUTTI DAMU GAIKWAD AND ANOTHER

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111 FIRST APPEAL NO.348 OF 2018

EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION, OSMANABAD
VERSUS
NAGESH SHANKAR YEDAKE AND ANOTHER

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112 FIRST APPEAL NO.3592 OF 2018
WITH FA/3593/2018 WITH FA/3594/2018

THE EXECUTIVE ENGINEER, IRRIGATION PROJECT MAJBUTIKARN DIVISION, OMERGA AND OTHER
VERSUS
PARVEJ ALAM ABDUL HAI KAZI

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113 CIVIL APPLICATION NO.14458 OF 2018
IN FAST/33034/2018 WITH CA/14459/2018 IN FAST/33034/2018 WITH CA/14460/2018 IN FAST/33148/2018 WITH CA/14461/2018 IN FAST/33148/2018 WITH CA/14462/2018 IN FAST/33156/2018 WITH CA/14463/2018 IN FAST/33156/2018 WITH CA/14464/2018 IN FAST/33152/2018 WITH CA/14465/2018 IN FAST/33152/2018 WITH CA/14466/2018 IN FAST/33143/2018 WITH CA/14467/2018 IN FAST/33143/2018 WITH CA/14468/2018 IN FAST/33169/2018 WITH CA/14469/2018 IN FAST/33169/2018 WITH CA/14470/2018 IN FAST/33164/2018 WITH CA/14471/2018 IN FAST/33164/2018

THE EX. ENGINEER, OSMANABAD MEDIUM PROJECT DIVISION, OSMANABAD AND ORS
VERSUS
DASARAO BHANUDAS PAWAR

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ORDER

01. Learned Advocates for the appellants - acquiring body are present. Learned Asst. Government Pleader Mr. A.M. Phule on behalf of the respondent - State is present. Mr. Nitin Prabhakar Ambhore, Executive Engineer, Osmanabad Medium Project Division, Osmanabad, is also present.

Learned Advocates Mr. M.P. Tripathi, Mr. L.C. Patil, Mr. E.S. Murge, Mr. R.V. Naiknavare, Mr. S.N. Patne, for the respective respondents are present.

02. Statement is made by them, that in this group of matters, in some matters, entire amount is deposited by the acquiring body before the concerned Court or in some matters, either some amount is paid or amount is yet to be deposited. It is covered by Government Resolution dated 03-11-2016 read with subsequent corrigendum dated 23-02-2017 and 13-08-2018 and, therefore, in view of the same, they are intending to withdraw their applications for condonation of delay together with appeals.

03. Further, in view of the decision in *State of Maharashtra Vs. Kailash Shiva Rangari* [2016(4) ALL MR 513 (F.B.)] and *The State of Maharashtra & others Vs. Ramesh s/o. Tukaram Meshram & others* [2018(1) ALL MR 645], the interest would be governed. Matters are also covered by the decision in *The State of Maharashtra, through Collector, Latur & others Vs. Rajasaheb s/o. Digambarrao Desai*, in First Appeal No. 1852 of 2015, dated 18-01-2019.

04. In view of the above, leave is granted. All the aforesaid First Appeals as well as Civil Applications are disposed of as withdrawn. Refund of court fees, as per rules, permitted. Deficit court fees, if any, be paid forthwith.

(K.B. Chaudhary)	**(V.B. Mantri)**	**(Smt. Vibha Kankanwadi,J.)**
Advocate	**District Judge**	**Head of the Panel**
Member	**(Retd.)**	
	Member	

Date : 17.03.2019

Place : Aurangabad.

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puranik / SrNo.88etc