

**IN THE NATIONAL LOK ADALAT PRESIDED OVER BY
HON'BLE SHRI JUSTICE ANIL S. KILOR
HELD ON 14TH SEPTEMBER, 2019,
AT HIGH COURT LEGAL SERVICES SUB-COMMITTEE AT
AURANGABAD**

(Sr. No. 163 to 180 = 18)

163 FIRST APPEAL NO.3140 OF 2018

THE EX. ENGINEER, MINOR IRRIGATION DIVISION, LATUR THR
G.M.I.D.C, AURANGABAD
VERSUS
RAMCHANDRA MADHAVRAO KENDRE AND ORS

AND

164 FIRST APPEAL NO.3141 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
DIGAMBAR SUBHANRAO KENDRE AND ORS

AND

165 FIRST APPEAL NO.3142 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
MOHAN RAMRAO KENDRE AND ORS

AND

166 FIRST APPEAL NO.3143 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
RAOSAHEB MADHAVRAO KENDRE AND ORS

AND

167 FIRST APPEAL NO.3144 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
PRALHAD MADHAVRAO KENDRE AND ORS 1

AND
168 FIRST APPEAL NO.3145 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
VENKATRAO VITHALRAO KENDRE AND ORS

AND
169 FIRST APPEAL NO.3146 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
DATTA SUBHANRAO KENDRE AND ORS

AND
170 FIRST APPEAL NO.3147 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
BHANUDAS SANTOBA TIDKE AND ORS

AND
171 FIRST APPEAL NO.3148 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
MARUTI MALAJI KENDRE AND ORS

AND
172 FIRST APPEAL NO.3149 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
VITHAL MADHAVRAO KENDRE AND ORS

AND
173 FIRST APPEAL NO.3150 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
MARUTI DATTAJI DALVE AND ORS

AND

174 FIRST APPEAL NO.3151 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR THR
G.M.I.D.C, AURANGABAD
VERSUS
BALAJI SUBHANRAO KENDRE AND ORS 1

AND
175 FIRST APPEAL NO.3152 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
VENKATI RAMRAO KENDRE (DIED) THR LRS BABAN AND ORS

AND
176 FIRST APPEAL NO.3153 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
EKNATH GANGARAM WAGHMARE AND ORS

AND
177 FIRST APPEAL NO.3154 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
GURBAS HIRAMAN ADE AND ORS

AND
178 FIRST APPEAL NO.3155 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
BALAJI UDHAVRAO DALVE AND ORS

AND
179 FIRST APPEAL NO.3156 OF 2018
THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
JANARDHAN GANPATI KENDRE AND ORS

AND

180 FIRST APPEAL NO.3157 OF 2018

THE EX. ENGINEER, MINOR IRRIGATION DIVISION LATUR
THRG.M.I.D.C, AURANGABAD
VERSUS
JIVAN RAMRAO KENDRE AND ORS 1

...
Advocate for Appellants : Mr. M. C. Swami
AGP for Respondents-State : Mr. A. M. Phule
Advocate for Respondents-claimants : Mr. S. S. Halkude
...

ORDER:

1. These are the first appeals filed by Acquiring Body namely, Minor Irrigation Division Latur. The acquiring body is represented today by learned Advocate Mr. M. C. Swami along with Mr. G.K. Joshi, Executive Engineer, Minor Irrigation Division, Latur. Mr. A. M. Phule, learned AGP for the State and Mr. S. S. Halukde, advocate for respondents / claimants are present.

2. The acquiring body after verification and necessary calculations has made statement that the decretal amount granted by reference Court is well within the parameters fixed under the Government Resolution dated 3rd November, 2016 and Corrigendum issued in respect of the said Government Resolution, and therefore, the acquiring body is ready to accept the award

passed by the Reference Court in the References filed by the respondent/claimants under Section 18 of the Act, 1894.

3. The respondents-original claimants are present and they all have agreed to accept interest under Section 28 of the Land Acquisition Act, 1894 from the date of award passed by Special Land Acquisition Officer instead of from the date of issuance of notification under Section 4 of the Act.

4. The Acquiring Body made a statement that entire amount is deposited in this Court. The respondents / claimants made a request that amount deposited in this court to be transferred to the executing Court. The request is allowed. Amount deposited in this Court be transferred to executing Court i.e. Civil Judge (Senior Division), Udgir. The respondents/original claimants are permitted to withdraw the amount which is transferred to the Civil Judge (Senior Division), Udgir. Recalculation of amount shall be made accordingly.

5. In view of above, the appeals are disposed of. No order as to costs.

6. The court fee if any paid in the respective appeals, shall be refunded back according to rules. If there is any civil application/applications pending, the same stand/s disposed of.

Sd./-

(K. C. Sant)
Advocate
Member

Sd./-

(A.T.A.K. Shaikh)
D.J.(Retd.)
Member

Sd./-

(Anil S. Kilor, J.)
Head of the Panel

Date: 14.09.2019
Place: Aurangabad

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