

**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**

57 FIRST APPEAL NO.3868 OF 2016
WITH FA/3869/2016 WITH FA/3871/2016 WITH FA/3872/2016 WITH
FA/3873/2016 WITH FA/3874/2016

THE EXECUTIVE ENGINEER, NIMNA DUDHANA PROJECT DIVISION SELU,
THR JALNA IRRIGATION
VERSUS
MOHAMMAD FARUKH A. HUSSAIN DESHMUKH

...

Mr. Ruturaj C. Patil, Advocate for the appellant/acquiring body

Mr. Arun H. Koralkar, Advocate for the sole respondent

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ORDER

1 Advocate Mr. Ruturaj C. Patil is appearing for
appellant/acquiring body. Mr. P.B. Jadhav, Executive Engineer, Jalna
Irrigation Division, Jalna is also present. Advocate Mr. A.H. Koralkar is
present for the sole respondent. Purnis has been filed by them. It is marked
as Exh.'X'. In view of the said compromise the appeals are disposed of as
withdrawn.

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

3 In view of the compromise refund of Court fees would be as per

rules.

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

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

6 Statement is also made that 75% amount is already withdrawn by the claimants.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** reported in **2016(4) ALL M.R. 513 (D.B.)**. 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