

**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**

**20 FIRST APPEAL NO.524 OF 2016
WITH CA/8121/2016 IN FA/524/2016**

THE EXECUTIVE ENGINEER LOWER TERNA PROJECT CANAL DIVISION
NO.2
VERSUS
ZATINGA GOPALA GOBADE DEAD THR HIS LR GOPAL ZATINGA GOBADE
AND ANOTHER

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**21 FIRST APPEAL NO.525 OF 2016
WITH CA/7610/2016 IN FA/525/2016**

THE EXECUTIVE ENGINEER LOWER TERNA PROJECT CANAL DIVISION
NO.2 LATUR
VERSUS
GOVIND SHANKARRAO SURYAWANSHI AND ANOTHER

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ORDER

1 Advocate Mr. P.R. Tandale appearing for the acquiring body along with Mr. Sanjay Vishnupant Jewalikar, Executive Engineer, Lower Terna Canal Division No.2, Latur is present. Advocate Mr. M.S. Patil is appearing for respondent No.1, the claimant.

2 The statement is made that the entire amount is deposited in this Court by the acquiring body. The only dispute is in respect of the interest under Section 28 and 34 of the Land Acquisition Act. In view of

decision in the State of Maharashtra vs. Kailash Shiva Rangari, 2016 (4) All M.R., 513 (E.B.) and State of Maharashtra vs. Ramesh Tukaram Meshram and another, 2018 (1) All M.R., 645, the parties agreed that the interest should be awarded from the date of the Award of Special Land Acquisition Officer and accordingly the Award can be passed. In view of this compromise the First Appeals are disposed of as compromised with above said terms.

3 Court fee be refunded as per rules. After calculating the amount excess amount deposited, if any, be refunded to the acquiring body.

4 Claimants are entitled to withdraw the amount deposited in this Court as per the proportion granted in the impugned Award.

5 Pending Civil Applications, if any, are also disposed of.

(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