

**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**

**79 FIRST APPEAL NO.557 OF 2018
WITH FA/558/2018**

EXECUTIVE ENGINEER, LOWER DUDHNA PROJECT DIVISION, SAILU
NOW JALNA IRRIGATION DIVTHE COURT OF LOK ADALAT
VERSUS
DNYNOBA RAMBHAU KADAM

...

ORDER

1 Learned Advocate Mr. B.R. Survase for the appellant/acquiring
body is present. Mr. PB. Jadhav, Executive Engineer, Jalna Irrigation
Division, Jalna is also present. Learned Advocate Mr. K.M. More instructed
by Mr. S.S. Randive for the respondent 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withdrawn.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7 Statement is also made that 75% amount is already withdrawn by the claimants.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