

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL (ST)NO.14038/2017

Mahavir Balwant Appellant.
Vs.
The State of Maharashtra ... Respondents.
Advocate Mr.S.A.Rajeshirke for appellant.
AGP Mrs.Tanaya Goswami for respondent.

CORAM : K.K.TATED, J.
DATED : August 5, 2019.

P.C.

Not on board. At the request of learned advocate for appellant, matter is taken on board for urgent orders.

2. Heard learned counsel for parties.

3. By this First Appeal, Appellants/claimants is challenging Judgment and Award dated 4.2.2016 passed by Civil Judge, Senior Division, Gadhinglaj, Dist-Kolhapur, in LAR no.30/2008 holding that, appellants are entitled compensation at the rate of Rs.78,000/- per hector. Learned counsel for appellant submits that the reference Court failed to consider the evidence on record at the time of awarding compensation in respect of acquired land. He submits that they have good chance of success in present proceeding.

3. Considering the submissions made by learned

advocate for appellant and impugned judgment and award, I am satisfied that appellant has made out case for following order.

- a) Admit.
- b) Printing dispensed with.
- c) The Appellant is directed to file private paper book within one year from today, with copy to other side failing which the First Appeal shall stand dismissed without further reference to the court.
- d) Registry is directed to call the record and proceeding immediately.
- e) Learned advocate Mrs. Tanaya Goswami waives service for respondent.

(K.K.TATED, J.)

