

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

Civil Application (CAF) No.3417/2019 in
First Appeal No.985/2016
State Through Collector, Amravati Vs. Hamidulla Khan

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mrs. M.S. Naik, AGP for appellants.
Mr. R.J. Shinde, Advocate for respondent

CORAM : MANISH PITALE, J.

DATED : SEPTEMBER 11, 2019

This is an application moved on behalf of the respondent (original land owner / claimant), seeking permission to withdraw the amount of compensation deposited by the appellant in this Court.

2. Record shows that while the Land Acquisition Officer granted compensation @Rs.4,25,000/- per hectare, it was enhanced to Rs.10,00,000/- per hectare by the Reference Court. According to the learned counsel for the appellants, such increase in the rate of grant of compensation was not justified. On the other hand, it is claimed by the respondent that further enhancement of compensation was warranted and in fact, an appeal has been filed by the respondent for further enhancement of compensation.

3. In this backdrop, it would be in the interest of justice that the respondent is permitted to withdraw 75% of the amount deposited in this Court on furnishing usual undertaking to the satisfaction of the Registrar (Judicial) within a period of 4 weeks from today. Application disposed of.

JUDGE

MP Deshpande