

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

C.A.F. NO.2089/2019

IN

FIRST APPEAL STAMP NO.26270/2018

Vidarbha Irrigation Development Corporation, Akola

..Vs..

Shakil Ahemad Khan and others

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

Court's or Judge's orders

Ms. U.A. Patil, Advocate for the applicant / appellant.
Ms. A.R. Kulkarni, A.G.P. for non-applicant / respondent No.3.

CORAM : NITIN W. SAMBRE, J.

DATED : 16.9.2019

1] Heard Ms. U.A. Patil, learned Counsel for the appellant.

2] Apart from the unexplained delay of 526 days, the judgment impugned is based on the findings recorded in the matter of Bankabai V/s. State of Maharashtra and another decided on 3rd October, 2013 in L.A.C. No.272/2003. In aforesaid land acquisition case, land of the claimant therein was acquired for Kumbhari Dam. In the case in hand also land of the respondents - land owners was acquired for the very said purpose against Section 4 notification dated 19th February, 2000.

2] The fact remains that the land in the judgment impugned is located at village Kumbhari where the dam is constructed and as such said fact prevailed

over before the Reference Court to award similar compensation. No infirmity could be noticed. As such leave to file appeal is refused.

JUDGE

Tambaskar.