

DB-2 FIRST APPEAL NO.3150 OF 2013

VERSUS

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2. In view of the terms of the compromise, the appeal stands disposed of.

3. The acquiring body has agreed to pay compensation to the appellant at the rate of Rs.2,400/-, Rs.3,600/- and Rs.4,800/- per R for non-irrigated, semi-irrigated and irrigated land respectively and Rs.1,200/- per R for pot-kharab land. Accordingly, the appellant has agreed to reduce the rate which is already received in reference court.

4. The acquiring body shall deposit an amount of compensation as agreed with interest within a period of one year in this Court from the date of receipt of this order along with chart showing details of amount payable by them as per compromise. The calculation of interest amount under section 28 of the Land Acquisition Act, 1984 should be in accordance with the law laid down by the High Court, Bench at Nagpur in the judgment reported in **2018 (1) ALL MR Page No. 645, the State of Maharashtra Vs. Ramesh Tukaram Meshram and Another.**

5. The claimants are not entitled for statutory benefits/ interest for the delayed period caused in filing the present first appeal.

6. Even though period of one year is given to the acquiring body, if the budget is received earlier, the acquiring body is directed to expedite the payment of compensation as agreed to the claimant by way of full and final settlement.

7. The amount, which would be deposited as per clause (4) of this order and the amount, if any, deposited in the court/Registry, shall be transferred to Reference Court for disbursement to original claimants in terms of award.

8. The appellant is entitled to get refund of court fee.

9. The registry shall issue court fee refund certificate as per rules.
10. The appeal stand disposed of.
11. Civil application/s, if any, stand/s disposed of.

(S. P. Brahme)
Advocate
Member

(S. G. Shete)
District Judge(Retd.)
Member

(Shrikant D. Kulkarni J.)
JUDGE
Head of the Panel

Date: 12.12.2020

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