

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR
WRIT PETITION NO.496/2020

Prashant Digamber Vitkari and others
 Vs.

State of Maharashtra through the Chief Secretary, Department of Revenue and Forest,
 Mantralay, Mumbai and others

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

Court's or Judge's order

Shri V. K. Paliwal, Advocate for the petitioners.
 Shri A.S. Fulzele, Addl. G.P. for respondent Nos. 1 to 3.

**CORAM : R.K. DESHPANDE &
 AMIT B. BORKAR, JJ.**
DATED : 24th January, 2020.

For apportionment of compensation, the petitioners have remedy to raise such a dispute under sub-section (3) of Section 3-H of the National Highways Act, 1956.

The petitioner is at liberty to adopt such procedure to claim compensation in respect of Gat No. 20. We make it clear that the payment of compensation shall not be the condition precedent for taking over the possession of land.

With the above observations, Writ Petition is dismissed.

JUDGE

JUDGE