

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO. 5439 OF 2021
IN
FIRST APPEAL (ST) NO. 14874 OF 2020**

The Executive Engineer,
Minor Irrigation Division, Jalgaon

..APPLICANT

VERSUS

Bhalchandra Dattatray Naik
(Died) Through L.Rs.

..RESPONDENTS

**AND CA/5438/21 IN FAST/14868/20 AND CA/5440/21 IN FAST/14871/20
WITH CA/5163/21 IN FAST/14861/20 AND CA/5171/21 IN FAST/14944/20
AND CA/5164/21 IN FAST/14941/20 AND CA/5165/21 IN FAST/14952/20
AND CA/5169/21 IN FAST/14857/20 AND CA/5166/21 IN FAST/14936/20
AND CA/5167/21 IN FAST/14948/20 AND CA/5170/21 IN FAST/15962/20
AND CA/5168/21 IN FAST/15965/20
WITH CA/5183/21 IN FAST/14980/20
WITH CA/5184/21 IN FAST/14743/20
WITH CA/5185/21 IN FAST/24425/20
WITH CA/5186/21 IN FAST/5364/20
WITH CA/5188/21 IN FAST/40434/19
WITH CA/5290/21 IN FA/33/21 AND CA/5291/21 IN FA/34/21
AND CA/5292/21 IN FA/35/21 AND CA/5289/21 IN FA/32/21
WITH CA/5294/21 IN FAST/15691/20 AND CA/5309/21 IN FAST/15701/20
AND CA/5310/21 IN FAST/15694/20 AND CA/5308/21 IN FAST/15697/20
WITH CA/5299/21 IN FAST/24441/20
WITH CA/5312/21 IN FAST/15709/20 AND CA/5311/21 IN FAST/15706/20
AND CA/5314/21 IN FAST/15712/20
WITH CA/5323/21 IN FAST/15688/20 AND CA/5327/21 IN FAST/15679/20
AND CA/5331/21 IN FAST/15676/20 AND CA/5336/21 IN FAST/15685/20
WITH CA/5341/21 IN FAST/24448/20 AND CA/5342/21 IN FAST/24455/20
WITH CA/5361/21 IN FAST/15883/20 AND CA/5363/21 IN FAST/15951/20
AND CA/5362/21 IN FAST/15887/20 AND CA/5364/21 IN FAST/15954/20
WITH CA/5366/21 IN FAST/14824/20 AND CA/5365/21 IN FAST/14836/20
AND CA/5368/21 IN FAST/14830/20 AND CA/5369/21 IN FAST/14833/20
AND CA/5367/21 IN FAST/14827/20
WITH CA/5370/21 IN FAST/40405/19 AND CA/5371/21 IN FAST/40412/19
WITH CA/5372/21 IN FAST/14985/20 AND CA/5374/21 IN FAST/14988/20
WITH CA/5377/21 IN FAST/19524/20 AND CA/5375/21 IN FAST/20036/20**

WITH CA/5378/21 IN FAST/5396/20
 WITH CA/5379/21 IN FAST/5377/20
 WITH CA/5380/21 IN FAST/5369/20 AND CA/5396/21 IN FAST/5388/20
 AND CA/5382/21 IN FAST/20135/20
 WITH CA/5381/21 IN FAST/14997/20
 WITH CA/5428/21 IN FAST/41288/19 AND CA/5187/21 IN FAST/24432/20
 WITH CA/5429/21 IN FAST/41291/19
 WITH CA/5430/21 IN FAST/24419/20
 WITH CA/5432/21 IN FAST/15959/20 AND CA/5431/21 IN FAST/15632/20
 AND CA/5433/21 IN FAST/15635/20
 WITH CA/5444/21 IN FAST/40417/19 AND CA/5441/21 IN FAST/40431/19
 AND CA/5442/21 IN FAST/40428/19 AND CA/5443/21 IN FAST/40425/19
 WITH CA/8994/21 IN FAST/14864/20
 WITH CA/9017/21 IN FAST/14994/20 AND CA/5383/21 IN FAST/5385/20
 AND CA/5452/21 IN FAST/14991/20
 WITH CA/4931/21 IN FAST/23507/20
 WITH CA/4932/21 IN FAST/23746/20
 WITH CA/4933/21 IN FAST/24273/20
 WITH CA/4950/21 IN FAST/24399/20 AND CA/4949/21 IN FAST/24409/20
 AND CA/4951/21 IN FAST/24405/20
 WITH CA/4953/21 IN FAST/23815/20
 WITH CA/4954/21 IN FAST/23734/20
 WITH CA/4957/21 IN FAST/24367/20
 WITH CA/4959/21 IN FAST/24844/20 AND CA/4958/21 IN FAST/24824/20
 AND CA/4960/21 IN FAST/24831/20
 WITH CA/4961/21 IN FAST/23167/20 AND CA/4962/21 IN FAST/23159/20
 WITH CA/4965/21 IN FAST/2025/20 AND CA/4964/21 IN FAST/2029/20
 WITH CA/4967/21 IN FAST/23499/20
 WITH CA/4977/21 IN FAST/23256/20
 WITH CA/5004/21 IN FAST/24307/20
 WITH CA/5005/21 IN FAST/23065/20 AND CA/5042/21 IN FAST/23072/20
 WITH CA/5006/21 IN FAST/1373/20
 WITH CA/5009/21 IN FAST/24414/20 AND CA/5008/21 IN FAST/24422/20
 WITH CA/5012/21 IN FAST/24375/20 AND CA/5013/21 IN FAST/24394/20
 WITH CA/5016/21 IN FAST/14927/20 AND CA/5017/21 IN FAST/14930/20
 WITH CA/5023/21 IN FAST/23916/20 AND CA/5021/21 IN FAST/23926/20
 AND CA/5024/21 IN FAST/23919/20
 WITH CA/5026/21 IN FAST/10255/20 AND CA/2824/21 IN FAST/10261/20
 AND CA/5027/21 IN FAST/10292/20 AND CA/5028/21 IN FAST/10278/20
 AND CA/5029/21 IN FAST/10264/20 AND CA/5030/21 IN FAST/10295/20
 AND CA/5031/21 IN FAST/10288/20 AND CA/5032/21 IN FAST/10258/20
 AND CA/5033/21 IN FAST/10284/20 AND CA/5034/21 IN FAST/10261/20
 AND CA/5035/21 IN FAST/10273/20 AND CA/5036/21 IN FAST/10267/20
 WITH CA/5040/21 IN FAST/23694/20 AND CA/5041/21 IN FAST/23698/20

WITH CA/5045/21 IN FAST/15006/20 AND CA/5044/21 IN FAST/15003/20
 AND CA/5046/21 IN FAST/15000/20
 WITH CA/5047/21 IN FAST/24916/20 AND CA/5182/21 IN FAST/14968/20
 AND CA/5180/21 IN FAST/14972/20 AND CA/5181/21 IN FAST/14963/20
 WITH CA/5049/21 IN FAST/38357/19 AND CA/5048/21 IN FAST/38350/19
 WITH CA/5083/21 IN FAST/24354/20 AND CA/5081/21 IN FAST/24357/20
 AND CA/5082/21 IN FAST/24362/20
 WITH CA/5172/21 IN FAST/15012/20 AND CA/5173/21 IN FAST/15015/20
 WITH CA/5174/21 IN FAST/14755/20 AND CA/5175/21 IN FAST/14770/20
 AND CA/5176/21 IN FAST/14763/20
 WITH CA/5178/21 IN FAST/14843/20 AND CA/5177/21 IN FAST/14846/20
 WITH CA/5179/21 IN FAST/14849/20
 WITH CA/5196/21 IN FAST/14611/20
 WITH CA/5204/21 IN FAST/14672/20 AND CA/5197/21 IN FAST/14662/20
 AND CA/5205/21 IN FAST/14600/20 AND CA/5203/21 IN FAST/14647/20
 AND CA/5198/21 IN FAST/14686/20 AND CA/5199/21 IN FAST/14677/20
 AND CA/5200/21 IN FAST/14667/20 AND CA/5202/21 IN FAST/14652/20
 AND CA/5195/21 IN FAST/14658/20
 WITH CA/5216/21 IN FAST/24334/20 AND CA/5211/21 IN FAST/24348/20
 AND CA/5214/21 IN FAST/24339/20 AND CA/5213/21 IN FAST/24344/20
 AND CA/5215/21 IN FAST/24322/20
 WITH CA/5221/21 IN FAST/24176/20 AND CA/5219/21 IN FAST/24206/20
 AND CA/5223/21 IN FAST/24193/20 AND CA/5220/21 IN FAST/24183/20
 WITH CA/5234/21 IN FAST/24312/20 AND CA/5232/21 IN FAST/24317/20
 WITH CA/5293/21 IN FA/31/21
 WITH CA/5450/21 IN FAST/23115/20 AND CA/5451/21 IN FAST/23098/20
 AND CA/5448/21 IN FAST/23112/20 AND CA/5449/21 IN FAST/23107/20
 WITH CA/8996/21 IN FA/647/21 AND CA/8999/21 IN FA/648/21
 AND CA/8998/21 IN FA/650/21
 WITH CA/4978/21 IN FAST/15341/20
 WITH CA/5201/21 IN FAST/14604/20

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Mr. C.T. Jadhav, Advocate h/f Mrs. V.D. Jadhav, Advocate for applicants in
 respective applications

Mr. A.D. Pawar, Advocate for applicants in respective applications

Mr. I.S.Godsay, Ms. Sakshi Kale, Advocate h/f Mr. A.B. Kale, Mr. V.P. Patil,
 Mr. M.M. Bhokarikar, Mr. G.V. Wani, Advocates for respective respondents in
 respective applications

Mr. S.S. Dande, Mr. B.V. Virdhe, Mr. S.N. Kendre, Mr. A.B. Chate, Mr. R.D.
 Sanap, A.G.P. for respondent - State

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CORAM : R.G. AVACHAT, J.
DATED : 31st AUGUST, 2021

PER COURT :

1. The acquiring body has moved these applications seeking extension of time to deposit the amount directed to be deposited by this Court while granting stay to the execution of the impugned awards.

2. Learned counsel for the claimants object in one voice. According to them, the poor farmers are suffering for non receipt of amount of compensation. The farmers have to raise money at exorbitant rate of interest.

3. It appears that the acquiring body has a genuine difficulty of shortage of funds. In the fitness of things, time to deposit the amount is extended by ten weeks. Interim relief granted, if any, to continue till then. Civil applications stand disposed of accordingly.

(R.G. AVACHAT, J.)

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