

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

FIRST APPEAL NO.544 OF 2010

Vidarbha Irrigation Development
Corporation, Through its Executive
Engineer, Bembla Project Division,
Taq. and Dist. Yavatmal.

.....APPELLANT

...V E R S U S...

1. Kalawati Wd/o Ukanda Yesansure
Aged Major

2. Devidas Ukanda Yesansure
Aged Major
Both 1 and 2 are R/o Takalgaon,
Tq. Babhulgaon, Dist. Yavatmal.

3. The State of Maharashtra,
Through the Collector, Yavatmal.

4. The Special Land Acquisition Minor
Irrigation Works No.1, Yavatmal,

.... RESPONDENTS

Shri A.B. Patil, Advocate for appellant.

Shri K.S. Narwade, Advocate for respondent nos.1 and 2.

Shri A.M. Kadukar, A.G.P. for respondent nos.3 and 4.

CORAM:- PUSHPA V. GANEDIWALA, J.

DATED :- 4th August, 2021.

ORAL JUDGMENT :

. Heard.

2. Learned counsel for appellant Shri A.B. Patil
submits that the issue involved in this appeal is covered by the

judgments in First Appeal Nos.910 of 2016 and 1402 of 2008, wherein the appellant-V.I.D.C. accepted the market value of the land at the rate of Rs.1,00,000/- per hectare as enhanced by the Land Acquisition Officer for the lands situated in Mouja Takalgaon, Tq. Bahulgaon, District Yavatmal, which was acquired by Notification dated 18.02.1993 issued under Section 4 of the Land Acquisition Act. It is further submitted that in the present appeal the subject land situated in the same village i.e. Takalgaon, Tq. Bahulgaon, District Yavatmal and the acquisition was under the same notification dated 18.02.1993 and the rates enhanced in this appeal is Rs.1,00,000/- per hectare.

3. Considering the submission, as issue involved is already covered by the aforesaid judgments and I do not find any reason to take a different view, the present appeal is bereft of any merit and the same is dismissed. No order as to costs.

JUDGE

Wagh