

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT NAGPUR
FIRST APPEAL NO. 366 OF 2018
WITH
CIVIL APPLICATION NO.4440 OF 2019
IN
FIRST APPEAL NO. 366 OF 2018**

Executive Engineer
Medium Project Division
(Now Nagpur Irrigation Division
(North), VIDC,) Nagpur

....Appellant

V/s

Smt. Sindhu wd/o Dilip Musle and Ors.

.....Respondents.

Mr. Jemini Brijmohan Kasat, Advocate for the Appellant.

Mr. Chaitanya Raghuvir Najbile, Advocate for the Respondent Nos.
1 to 3.

Mr. H.N. Jaipurkar, AGP for Respondent No.5.

CORAM: NITIN W. SAMBRE, J.

DATE: SEPTEMBER 21, 2021

P.C.:-

1] Acquiring Body has questioned the judgment dated 3rd May, 2013 delivered in Land Acquisition Case No.108 of 1994 whereby enhanced compensation came to be allowed partly.

2] Mr. Najbile, learned Counsel for Respondents/land owners informs that the issue is covered by the judgment of learned Single Judge of this Court dated 14th March, 2017 delivered in First

Appeal No.62 of 2004.

3] When confronted, learned Counsel for the Appellant/Acquiring Body dos not dispute the aforesaid position.

4] As such, for the reasons reflected in the judgment of learned Single Judge of this Court dated 14th March, 2017 delivered in First Appeal No.62 of 2004, present appeal stands dismissed. As a consequence, pending Application stands disposed of.

(NITIN W. SAMBRE, J.)