

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

938 CIVIL APPLICATION NO.4673 OF 2022
IN FA/1880/2016

BHAGWAT MARUTI LASANE

VERSUS

THE STATE OF MAHARASHTRA
THROUGH THE COLLECTOR, OSMANABAD AND OTHERS

...

Advocate for Applicant : Ms Aparna Satpute h/f Mr S.S. Shinde
AGP for Respondent Nos. 1 and 2 : Mr N.T. Bhagat

CORAM : SHRIKANT D. KULKARNI, J.
DATE : 5th APRIL, 2022

PER COURT :

1. Heard Ms Aparna Satpute holding for Mr S.S. Shinde, learned counsel for the applicant and Mr N.T. Bhagat, learned AGP for respondent Nos. 1 and 2/State.
2. None present for the acquiring body when the matter is called out.
3. Perused the report submitted by the learned Registrar (Judicial) of this Court. The report is taken on record and marked as 'X' for identification.
4. On perusing the report, it is evident that First Appeal No. 1880/2016 has been preferred by the original claimant feeling aggrieved by the impugned Judgment and award passed by the Reference Court. It seems to have been tagged with the group of appeals preferred by the acquiring body and ultimately shown disposed of which is factually incorrect. As such, the appeal shown to have been disposed of before the Lok Adalat, needs to be restored to decide it on its own merits.

ORDER

- (i) The application is hereby allowed in terms of prayer clause (A) and (B).
- (ii) The appeal be listed on 01.07.2022.

(SHRIKANT D. KULKARNI, J.)

mta