

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
CIVIL APPLICATION NO. 13613 OF 2022 IN
FIRST APPEAL NO. 1527 OF 2021**

Bhaurao Ambaji Rathod

Applicant

Versus

Executive Engineer, Osmanabad
Minor Irrigation Division, GMIDC,
Aurangabad & others

Respondents

**WITH
CIVIL APPLICATION NO. 13614 OF 2022 IN
FIRST APPEAL NO. 1528 OF 2021**

Ram S/O Ambaji Rathod (died)
through L. Rs.

Applicants

Versus

Executive Engineer, Osmanabad
Minor Irrigation Division, GMIDC,
Aurangabad & others

Respondents

**WITH
CIVIL APPLICATION NO. 13615 OF 2022 IN
FIRST APPEAL NO. 1526 OF 2021**

Ambaji s/o Rehu Rathod (died),
through L. Rs.

Applicants

Versus

Executive Engineer, Osmanabad
Minor Irrigation Division, GMIDC,
Aurangabad & others

Respondents

Mr. R. D. Biradar, advocate for the Applicant
Mr. B. R. Surwase, advocate for Respondent No.1.
Mr. P. N. Kutti, AGP for Respondents No.2 & 3.

CORAM : SANDIPKUMAR C. MORE J.

DATE : 30th September, 2022.

PC :

Heard learned Counsel for respective parties.

The acquiring body, who has filed the main appeals, has deposited 75% amount of the respective impugned awards in all these matters.

The learned Counsel for the acquiring body submits that the Reference Court has awarded eight times compensation than the compensation awarded by the learned SLAO.

In view of the same, following order is passed:

- (i) The respective applicants are permitted to withdraw 50% amount along with accrued interest thereon out of the 75% deposited amount by the acquiring body on furnishing usual undertaking before the learned Registrar (J) of this Court.
- (ii) The applicants are also permitted to withdraw further 25% amount along with accrued interest thereon by furnishing solvent surety/security.
- (iii) All the Civil Applications are accordingly disposed of.

**(SANDIPKUMAR C. MORE)
JUDGE**

adb

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

**CIVIL APPLICATION NO. 8364 OF 2021 IN
FIRST APPEAL NO. 1527 OF 2021**

Executive Engineer, Osmanabad
Minor Irrigation Division, under GMIDC,
Aurangabad & others

Applicants

Versus

Bhaurao Ambaji Rathod

Respondent

**WITH
CIVIL APPLICATION NO. 8366 OF 2021 IN
FIRST APPEAL NO. 1528 OF 2021**

Executive Engineer, Osmanabad
Minor Irrigation Division, under GMIDC,
Aurangabad & others

Applicants

Versus

Ram s/o Ambaji Rathod

Respondent

**WITH
CIVIL APPLICATION NO. 8362 OF 2021 IN
FIRST APPEAL NO. 1526 OF 2021**

Executive Engineer, Osmanabad
Minor Irrigation Division, under GMIDC,
Aurangabad & others

Applicants

Versus

Ambaji Renu Rathod (died),
through L. Rs.

Respondents

Mr. B. R. Surwase, advocate for the Applicants-acquiring body.
Mr. P. N. Kutti, AGP for the State.
Mr. R. D. Biradar, advocate for the Respondents-claimants.

**CORAM : SANDIPKUMAR C. MORE J.
DATE : 30th September, 2022.**

PC :

The acquiring body has already deposited 75% amount of the impugned awards as per order dated 20th August, ,2021.

As such, all these applications are made absolute in terms of prayer clause “B” and are accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
FIRST APPEAL NO. 1527 OF 2021**

Executive Engineer, Osmanabad
Minor Irrigation Division, under GMIDC,
Aurangabad & others Appellants

Versus

Bhaurao Ambaji Rathod Respondent

**WITH
FIRST APPEAL NO. 1528 OF 2021**

Executive Engineer, Osmanabad
Minor Irrigation Division, under GMIDC,
Aurangabad & others Appellants

Versus

Ram s/o Ambaji Rathod Respondent

**WITH
FIRST APPEAL NO. 1526 OF 2021**

Executive Engineer, Osmanabad
Minor Irrigation Division, under GMIDC,
Aurangabad & others Appellants

Versus

Ambaji Renu Rathod (died),
through L. Rs. Respondents

Mr. B. R. Surwase, advocate for the Applicants-acquiring body.
Mr. P. N. Kutti, AGP for Respondent-State.
Mr. R. D. Biradar, advocate for the Respondents-claimants.

CORAM : SANDIPKUMAR C. MORE J.

DATE : 30th September, 2022.

PC :

Heard.

Admit.

Learned Counsel for the respective respondents-
claimants waives service.

(SANDIPKUMAR C. MORE)
JUDGE

adb