

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

180 WRIT PETITION NO.10345 OF 2022

DAIVSHALA KACHRU DUGANE AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA THROUGH PRINCIPAL
SECRETARY AND OTHERS

...
Advocate for Petitioners : Mr. V.H. Solanke h/f Mr. V.M. Humbe
AGP for Respondents 1 to 3: Mrs. R.P. Gour
Advocate for Respondent No.4 : Mr. B.R. Surwase
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**CORAM : RAVINDRA V. GHUGE AND
SANJAY A. DESHMUKH, JJ.
DATED : 13th OCTOBER, 2022.**

PER COURT :-

1. The petitioners pray that this court should ensure that the compensation amount, determined under Section 28A of the Land Acquisition Act, 1894, vide award dated 28.01.2021, should be recovered from the authorities.

2. Considering the law laid down in ***Civil Appeal No. 5256 of 2022, National Highways Authority of India vs. Sheetal Jaidev Vade and others***, vide judgment dated 24.8.2022, delivered by the Hon'ble Supreme court, we are not inclined to entertain this petition. However, respondent No.4 has placed a communication before us dated 13.10.2022, addressed to the learned advocate, stating therein that the amount would be paid within six months. A copy of the said

communication is taken on record and marked as "X" for identification.

3. In the light of the said statement, this petition is disposed off.

(SANJAY A. DESHMUKH, J.)

(RAVINDRA V. GHUGE , J.)

rlj/