

**IN THE NATIONAL LOK ADALAT PRESIDED OVER BY
HON'BLE SHRI JUSTICE KISHORE C. SANT,
HELD ON 12.11.2022,
AT HIGH COURT LEGAL SERVICES SUB-COMMITTEE
AT AURANGABAD**

FIRST APPEAL NO. 3676 OF 2018

Ex. Engineer, Jalna Minor Irrigation
Division, Jalna, under G.M.I.D.C., Aurangabad
and others

.. Appellants

Versus

Babu Piraji Thombre and another

.. Respondents

Mr. B. R. Surwase, Advocate for the Appellants.
Mr. Swapnil Joshi, Advocate for Respondents
Mr. A. M. Phule, AGP for State.

ORDER
(12th November, 2022)

. Matter is not on board. However at the request of the parties,
taken on board.

2. Mr. R. P. Deshmukh, the Executive Engineer, Minor Irrigation
Division, Jalna is present on behalf of Acquiring Body/State. The
claimant is represented by Advocate Mr. Patunkar.

3. The learned Advocates for the Acquiring Body/State and the
claimants fairly conceded that the Government of Maharashtra vide
Government Resolution No. Sankirna-2014/prakr.4/Bham-1/A-4

dated 3rd November, 2016 with Government Corrigendum dated 23rd February, 2017 and 13th August, 2018 to the said Government Resolution took decision to settle the appeals by accepting the market rates determined by the Reference Court, which are within parameters set out in the Government Resolution. The statement made by both the learned advocates is in consonance with the recitals in the Government Resolution. In turn, this appeal is fit to dispose of before the Lok Adalat.

4. The compromise pursis is taken on record and marked as “X” for the purpose of identification. Both the parties have agreed to settle the matter in terms of the judgment and order passed by this Court in First Appeal No. 5162/2017. The decree be drawn in terms of the same.

5. It is submitted that the 50% of the amount was already deposited and withdrawn by the respondent/original claimant.

6. The appellants to deposit the remaining amount of 50% in this Court within a period of six (06) months from today. The respondent/original claimant is at liberty to withdraw the same after the amount is deposited.

7. The first appeal stands disposed of. The award be prepared in terms of this order.

7A. Civil application, if any, pending may be disposed of.

8. The Court fee certificate be issued as per the rules.

(A. R. BORULKAR)
Advocate
Member

(S. G. SHETE)
D.J. (Retd.)
Member

(KISHORE C. SANT, J.)
Head of Panel

PS.B.