

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.902 OF 2022

Alka Rahul Aatavane & Anr.

...Petitioners

Versus

The Deputy Collector Land
Acquisition & Ors.

...Respondents

Mr.Sachin S. Pune for the Petitioners.

Mrs.M.P. Thakur, AGP for the Respondent-State.

Mr.A.M. Kulkarni a/w Ms.Akansha Helaske for the Respondent-
CIDCO.

CORAM : S.V. GANGAPURWALA &
M.G. SEWLIKAR, JJ.

DATE : 6 MAY 2022

P.C:-

. The Application filed by the Petitioners under
Section 28A of the Land Acquisition Act is allowed.

2. The learned counsel submits that though the same is
allowed in the year 2019, the amount of compensation has not
yet paid.

3. We have heard the learned counsel for the Petitioners
and the learned AGP.

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4. The learned counsel for the CIDCO submits that the CIDCO has a scheme pursuant to which the payment has to be made. The priority claims as per said scheme are to be discharged first.

5. It is almost 2 and ½ years the award is passed in favour of the Petitioners under Section 28A of the Land Acquisition Act. The persons whose only source of livelihood is acquired. It is high time the amount of compensation is paid by the authority.

6. In light of that, we pass the following order.

ORDER

(i) The Respondents shall make payment to the Petitioners on the legitimate amount made by the Petitioners of the 28A of the Land Acquisition Act expeditiously, preferably within six months and consequential benefits as may be permissible.

(ii) Writ Petition is disposed of. No costs.

(M.G. SEWLIKAR, J.)

(S.V. GANGAPURWALA, J.)