

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

**CIVIL APPLICATION NO. 4360 OF 2023 IN
FIRST APPEAL ST. NO. 6520 OF 2020**

Sangita Dharamsingh Rajput

Applicant

Versus

The Executive Engineer, Nandur
Madhmeshwar Irrigation Division,
Vaijapur & another

Respondents

Mr. N. D. Sonawane, advocate for the Applicant
Mr. B. R. Surwase, advocate for Respondent No.1.
Mr. S. N. Kendre, AGP for Respondent No.2.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 07th June, 2023.

PC :

Heard rival submissions.

The applicant is seeking withdrawal of entire amount of compensation, which has been deposited by the appellant-acquiring body. It is to be noted here that the appellant-acquiring body has deposited only 75% of the compensation amount.

The learned Counsel for the appellant-acquiring

body has opposed the application on the ground that the Reference Court has granted 9 times more enhancement than granted by the SLAO.

In view of the same, the applicant is permitted to withdraw the entire deposited amount along with interest accrued thereon i.e. 50% on furnishing usual undertaking and 25% by furnishing solvent surety/security to the satisfaction of Registrar (J) of this Court.

Civil Application is disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb

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

**CIVIL APPLICATION NO. 5188 OF 2022 IN
FIRST APPEAL ST. NO. 6520 OF 2020**

The Executive Engineer, Nandur
Madhmeshwar Irrigation Division,
Vaijapur & another Applicants

Versus

Sangita Dharamsingh Rajput Respondent

Mr. B. R. Surwase, advocate for Respondent No.1.
Mr. N. D. Sonawane, advocate for the Respondent.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 07th June, 2023.

PC :

Heard rival submissions.

The applicant-acquiring body is seeking condonation of delay of 654 days which appears to be caused due to obtaining approvals at various stages. There is no strong objection from the respondent-claimants.

Hence, by considering the statutory right of the applicant, delay of 654 days stands condoned.

Appeal be placed for admission after removal of office

objections, if any.

Civil Application stands disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb

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

**CIVIL APPLICATION NO. 5189 OF 2022 IN
FIRST APPEAL ST. NO. 6520 OF 2020**

The Executive Engineer, Nandur
Madhmeshwar Irrigation Division,
Vaijapur & another

Applicants

Versus

Sangita Dharamsingh Rajput

Respondent

Mr. B. R. Surwase, advocate for Respondent No.1.
Mr. N. D. Sonawane, advocate for the Respondent.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 07th June, 2023.

PC :

Since the appellant-acquiring body has deposited the amount of compensation, as directed by this Court, the Civil Application is made absolute in terms of prayer clause {B} and disposed of.

**(SANDIPKUMAR C. MORE)
JUDGE**

adb