

IN THE NATIONAL LOK ADALAT PRESIDED OVER BY
HON'BLE SHRI JUSTICE KISHORE C. SANT,
HELD ON 30.04.2023,
AT HIGH COURT LEGAL SERVICES SUB-COMMITTEE
AT AURANGABAD

1 FIRST APPEAL NO.1082 OF 2016

THE STATE OF MAHARASHTRA AND OTHERS
VERSUS
DARIBA TUKARAM KUNDGIR
AND

2 FIRST APPEAL NO.1831 OF 2016
WITH FA/1832/2016

THE STATE OF MAHARASHTRA
VERSUS
CHANDARRAO GOVINDRAO GARAD AND ANR
AND

3 FIRST APPEAL NO.1894 OF 2016
WITH CA/12135/2015 IN FA/1894/2016
THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS

SHRIMANT NAGNATH BHOSALE
AND

4 FIRST APPEAL NO.2223 OF 2016
THE EXECUTIVE ENGINEER OSMANABAD MINOR IRRIGATION
DIVISION OSMANABAD AND OTHERS
VERSUS

NAGORAO NIVRUTTI CHAVAN
AND

5 FIRST APPEAL NO.2224 OF 2016
THE EXECUTIVE ENGINEER OSMANABAD MINOR IRRIGATION
DIVISION OSMANABAD AND OTHERS
VERSUS

BHAUSAHEB JOTIRAM CHAVAN
AND

6 FIRST APPEAL NO.2225 OF 2016

THE EXECUTIVE ENGINEER OSMANABAD MINOR IRRIGATION
DIVISION OSMANABAD AND OTHERS
VERSUS
SANGRAM ARUN PATIL UNDER GUARD USHA
AND
7 FIRST APPEAL NO.2226 OF 2016
THE EXECUTIVE ENGINEER OSMANABAD MINOR IRRIGATION
DIVISION OSMANABAD AND OTHERS
VERSUS
MANIK RAMJI PATIL DIED LRS VILAS AND OTHERS
AND
8 FIRST APPEAL NO.3316 OF 2016
THE STATE OF MAH THR. COLLECTOR, LATUR AND ANR
VERSUS
GANGADHAR RAMRAO HASULE AND ORS
AND
9 FIRST APPEAL NO.3318 OF 2016
WITH X-OBJ(ST)/24239/20 IN FA/3318/2016
THE STATE OF MAH THR. COLLECTOR, LATUR AND ANR
VERSUS
JAYRAJ UDHAV HASULE, MINOR U/G UDHAV APPARAO HASULE
AND
10 FIRST APPEAL NO.3319 OF 2016
THE STATE OF MAH THR. COLLECTOR, LATUR AND ANR
VERSUS
UTTAM NIVRUTTI KALAME
AND
11 FIRST APPEAL NO.3320 OF 2016
THE STATE OF MAH THR. COLLECTOR, LATUR AND ANR
VERSUS
SHYAMRAO SADHU HASULE
AND
12 FIRST APPEAL NO.3321 OF 2016
THE STATE OF MAH THR. COLLECTOR, LATUR AND ANR
VERSUS
MATHURABAI MANIKRAO HASULE
AND
13 FIRST APPEAL NO.3322 OF 2016

WITH X-OBJ(ST)/24238/20 IN FA/3322/2016

THE STATE OF MAH THR. COLLECTOR, LATUR AND ANR
VERSUS

GANPAT VENKAT GEETE

AND

14 FIRST APPEAL NO.3323 OF 2016

WITH X-OBJ(ST)/24240/20 IN FA/3323/2016

THE STATE OF MAH THR. COLLECTOR, LATUR AND ANR
VERSUS

BASHAMIYA MEHEBUB DESHMUKH, DIED THR. L.RS. IKABALMIYA
AND ANR

AND

15 FIRST APPEAL NO.3547 OF 2016

THE STATE OF MAHARASHTRA AND OTHERS

VERSUS

SUREKHA LAXMAN RONGE

AND

16 FIRST APPEAL NO.4308 OF 2016

WITH CA/187/2011 IN FA/4308/2016

THE STATE OF MAHARASHTRA AND ANR
VERSUS

SURESH RAJARAM KENDRE

AND

17 FIRST APPEAL NO.2081 OF 2017

WITH FA/2082/2017 WITH CA/9248/2016 IN FA/2082/2017 WITH
CA/9244/2016 IN FA/2081/2017

THE STATE OF MAHARASHTRA AND ORS
VERSUS

UDHAV SURYABHAN SHINDE

AND

18 FIRST APPEAL NO.3434 OF 2017

WITH CA/5084/2017 IN FA/3434/2017

THE STATE OF MAHARASHTRA AND ANR
VERSUS

BHAGWAT VYANKATRAO MUSANE AND ORS
AND

19 CIVIL APPLICATION NO.10352 OF 2010
IN FAST/17261/2010 WITH CA/10353/2010 IN FAST/17261/2010
WITH CA/10348/2010 IN FAST/17272/2010 WITH CA/10349/2010 IN
FAST/17272/2010 WITH CA/10350/2010 IN FAST/17276/2010 WITH
CA/10351/2010 IN FAST/17276/2010
THE STATE OF MAHARASHTRA AND ANOTHERS
VERSUS
MANOHAR MANIKRAO CHALWA AND ANOTHERS
AND

20 CIVIL APPLICATION NO.6084 OF 2011
IN FAST/9752/2011 WITH CA/6085/2011 IN FAST/9752/2011 WITH
CA/6082/2011 IN FAST/9817/2011 WITH CA/6083/2011 IN
FAST/9817/2011 WITH CA/6080/2011 IN FAST/9822/2011 WITH CA/
6081/2011 IN FAST/9822/2011 WITH CA/6086/2011 IN
FAST/9825/2011 WITH CA/6087/2011 IN FAST/9825/2011
THE STATE OF MAH. THR. COLLECTOR LATUR AND ANR
VERSUS
JANARDHAN VALJNATH WAGHMARE
AND

21 CIVIL APPLICATION NO.8083 OF 2011
IN FAST/2694/2011 WITH CA/8077/2011 IN FAST/2677/2011 WITH
CA/8078/2011 IN FAST/2677/2011 WITH CA/8079/2011 IN
FAST/2684/2011 WITH CA/8080/2011 IN FAST/2684/2011 WITH CA/
8065/2011 IN FAST/2687/2011 WITH CA/8066/2011 IN
FAST/2687/2011 WITH CA/8067/2011 IN FAST/2688/2011 WITH CA/
8068/2011 IN FAST/2688/2011 WITH CA/8081/2011 IN
FAST/2693/2011 WITH CA/8082/2011 IN FAST/2693/2011 WITH CA/
8084/2011 IN FAST/2694/2011 WITH CA/8060/2011 IN
FAST/2699/2011 WITH CA/8062/2011 IN FAST/2699/2011 WITH CA/
8063/2011 IN FAST/2702/2011 WITH CA/8064/2011 IN
FAST/2702/2011 WITH CA/8075/2011 IN FAST/2705/2011 WITH CA/
8076/2011 IN FAST/2705/2011 WITH CA/8073/2011 IN
FAST/2708/2011 WITH CA/8074/2011 IN FAST/2708/2011 WITH CA/
8071/2011 IN FAST/2711/2011 WITH CA/8072/2011 IN
FAST/2711/2011 WITH CA/8069/2011 IN FAST/2714/2011 WITH CA/
8070/2011 IN FAST/2714/2011
THE STATE OF MAHARASHTRA AND ANR
VERSUS

SHAIKH MAHETAB HAYATALI
AND
22 CA/162/2012 IN FAST/25836/2011
THE STATE OF MAH THR. COLLECTOR, LATUR AND ANR
VERSUS
SAKHUBAI DHONDIBA KALE
AND
23 CIVIL APPLICATION NO.243 OF 2012
IN FAST/31755/2011 WITH CA/244/2012 IN FAST/31755/2011 WITH
CA/251/2012 IN FAST/31775/2011 WITH CA/245/2012 IN
FAST/31774/2011 WITH CA/252/2012 IN FAST/31775/2011 WITH
CA/246/2012 IN FAST/31774/2011 WITH CA/249/2012 IN
FAST/31780/2011 WITH CA/247/2012 IN FAST/31781/2011 WITH
CA/250/2012 IN FAST/31780/2011 WITH CA/248/2012 IN
FAST/31781/2011 WITH CA/255/2012 IN FAST/31786/2011 WITH
CA/256/2012 IN FAST/31786/2011 WITH CA/253/2012 IN
FAST/31789/2011 WITH CA/254/2012 IN FAST/31789/2011 WITH
CA/257/2012 IN FAST/31793/2011 WITH CA/258/2012 IN
FAST/31793/2011 WITH CA/239/2012 IN FAST/31803/2011 WITH
CA/240/2012 IN FAST/31803/2011 WITH CA/241/2012 IN
FAST/31806/2011 WITH CA/242/2012 IN FAST/31806/2011
THE STATE OF MAHARSHTRA AND ORS
VERSUS
NARSING BHIMRAO PHULGAT
AND
25 CIVIL APPLICATION NO.4633 OF 2012
IN FAST/7008/2012 WITH CA/4634/2012 IN FAST/7008/2012
THE STATE OF MAH THR COLLECTOR AND ANR
VERSUS
BABURAO SAMBHAJI NILLA
AND
27 CIVIL APPLICATION NO.11974 OF 2012
IN FAST/10035/2012 WITH CA/11976/2012 IN FAST/9989/2012
WITH CA/11977/2012 IN FAST/9989/2012 WITH CA/11972/2012 IN
FAST/9992/2012 WITH CA/11973/2012 IN FAST/9992/2012 WITH
CA/11970/2012 IN FAST/9995/2012 WITH CA/11971/2012 IN
FAST/9995/2012 WITH CA/11980/2012 IN FAST/10004/2012 WITH
CA/11981/2012 IN FAST/10004/2012 WITH CA/11978/2012 IN FAST/

10007/2012 WITH CA/11979/2012 IN FAST/10007/2012 WITH
CA/11956/2012 IN FAST/10010/2012 WITH CA/11957/2012 IN FAST/
10010/2012 WITH CA/11962/2012 IN FAST/10021/2012 WITH
CA/11963/2012 IN FAST/10021/2012 WITH CA/11960/2012 IN FAST/
10027/2012 WITH CA/11961/2012 IN FAST/10027/2012 WITH
CA/11958/2012 IN FAST/10031/2012 WITH CA/11959/2012 IN FAST/
10031/2012 WITH CA/11975/2012 IN FAST/10035/2012

THE STATE OF MAH AND ANR
VERSUS
BHANUDAS MAROTI DHAVALA AND ORS
AND

28 CIVIL APPLICATION NO.111 OF 2014
IN FAST/30342/2013 WITH CA/107/2014 IN FAST/30254/2013 WITH
CA/108/2014 IN FAST/30254/2013 WITH CA/117/2014 IN
FAST/30333/2013 WITH CA/118/2014 IN FAST/30333/2013 WITH
CA/115/2014 IN FAST/30336/2013 WITH CA/116/2014 IN
FAST/30336/2013 WITH CA/113/2014 IN FAST/30339/2013 WITH
CA/114/2014 IN FAST/30339/2013 WITH CA/112/2014 IN
FAST/30342/2013 WITH CA/127/2014 IN FAST/30345/2013 WITH
CA/128/2014 IN FAST/30345/2013 WITH CA/109/2014 IN
FAST/30348/2013 WITH CA/110/2014 IN FAST/30348/2013 WITH
CA/119/2014 IN FAST/30351/2013 WITH CA/120/2014 IN
FAST/30351/2013 WITH CA/121/2014 IN FAST/30354/2013 WITH
CA/122/2014 IN FAST/30354/2013 WITH CA/123/2014 IN
FAST/30357/2013 WITH CA/124/2014 IN FAST/30357/2013 WITH
CA/125/2014 IN FAST/30360/2013 WITH CA/126/2014 IN
FAST/30360/2013

THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS
NUHNUBEE BASHIRKHAN PATHAN

...

Mr. A. M. Phule, APP for the petitioners in respective matters
Mr. H. B. Nandgavale, Advocate h/f Mr. V. G. Sakolkar, Advocate for
the respondent No.1 in respective matters
Mr. Avinash Shridharrao Kamble, Sub-Divisional Officer is present

ORDER
(30th APRIL, 2023)

1. These appeals are placed before us in today's National Lok Adalat.

Civil Applications for delay:-

2. Having regard to the reasons mentioned in the applications and as the parties have arrived at amicable settlement, it is desirable to condone the delay. The delay stands condoned. The civil applications for condonation of delay, if any stand allowed and disposed off. Office to register the appeals.

First Appeals:-

1. These matters are placed before us in today's National Lok-Adalat. Mr. Avinash Shridharrao Kamble, Sub-Divisional Officer, Latur is present.

2. Mr. Phule, learned AGP submits that above numbered

groups of appeals are squarely covered by Government Resolution No. Sankirna-2014/pra.kra4/Bham-1/A-4 dated 03-11-2016 with Government Corrigendum dated 23-02-2017 and 13-08-2018 to the said Government Resolution. Hence, the groups of appeals can be withdrawn as per the policy decision taken by the Government of Maharashtra. Accordingly, the State is withdrawing these appeals.

3. The learned AGP states that entire amount in these appeals has been deposited and later-on the said amount has been withdrawn by the original claimants by obtaining orders from this court. He submits that in these circumstances nothing survives in these appeals.

4. However, before disposing off the appeals, it is further clarified that in case the amount is not deposited as per the award, the State Government undertakes to deposit the said amount within a period of six months in the concerned Reference Court. If

the amount is not withdrawn by the claimants/respondents, same is allowed to be withdrawn and office to allow withdrawal. If the said amount is not deposited, they are at liberty to withdraw the same after the amount is deposited.

5. There are cross appeals challenging the judgment and award seeking enhancement and challenging the impugned judgment and award to the extent of not enhancing the amount as prayed for. No order is necessary on the cross-objections. The parties are free to prosecute the same.

6. The first appeals stand disposed off as withdrawn.

7. No order as to costs.

8. The court fee refund certificate be issued as per the provisions under the Maharashtra Court Fees Act, 1959.

9. In view of withdrawal of these appeals, pending civil applications, if any stand disposed off.

[A. R. BORULKAR]
Advocate
Member

[S. G. SHETE]
DJ (Retd.)
Member

[KISHORE C. SANT, J.]
Head of Panel