

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

**CIVIL APPLICATION NO. 17384 OF 2022 IN
FIRST APPEAL ST. NO. 20366 OF 2020**

Dyanoba Pundalik Yemale

Applicant

Versus

The State of Maharashtra & another

Respondents

Mr. P. C. Mayure, advocate for the Applicant

Mr. S. N. Kendre, AGP for Respondent No.1.

Mr. M. C. Swami, advocate for Respondent No.2.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 04th January, 2023.

PC :

Heard rival submissions.

The applicant is seeking permission to withdraw entire amount of compensation which the appellant-acquiring body has deposited in this Court.

The learned Counsel for the acquiring body strongly opposed the application on the ground that the Reference Court has granted exorbitant amount of compensation.

However, it seems that the Reference Court has

granted compensation roughly five times more than the compensation granted by the SLAO.

Under such circumstances, the applicant is permitted to withdraw 50% of the deposited amount along with interest by furnishing usual undertaking and further permitted to withdraw 25% of the deposited amount along with interest by furnishing solvent surety/security to the satisfaction of Registrar (J) of this Court. The remaining compensation amount be invested in FDR in any Nationalised Bank on yearly renewal basis till final disposal of the appeal.

Civil Application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb

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

**CIVIL APPLICATION NO. 10853 OF 2021 IN
FIRST APPEAL ST. NO. 20146 OF 2020**

The Executive Engineer, M. I. Pro.
Division, Latur

Applicant

Versus

Dagadu Kishan Sogewad & another

Respondents

Mr. M. C. Swami, advocate for the Applicant
Mr. P. C. Mayure, advocate for Respondent No.1.
Mr. S. N. Kendre, AGP for Respondent No.2.

**WITH
CIVIL APPLICATION NO. 10858 OF 2021 IN
FIRST APPEAL ST. NO. 20350 OF 2020**

**WITH
CIVIL APPLICATION NO. 10861 OF 2021 IN
FIRST APPEAL ST. NO. 20366 OF 2020**

**WITH
CIVIL APPLICATION NO. 10863 OF 2021 IN
FIRST APPEAL ST. NO. 20373 OF 2020**

**WITH
CIVIL APPLICATION NO. 10857 OF 2021 IN
FIRST APPEAL ST. NO. 20383 OF 2020**

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 04th January, 2023.

PC :

Heard rival submissions.

The applicant-acquiring body is seeking

condonation of delay of 525 days, in all these applications, which appears to be caused due to obtaining approvals at various stages. There is no strong objection from the other side.

As such, the delay of 525 days, in all these applications, stands condoned.

Appeals be placed for admission after removal of office objections, if any.

Civil Applications are disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb

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

**CIVIL APPLICATION NO. 10855 OF 2021 IN
FIRST APPEAL ST. NO. 20146 OF 2020**

The Executive Engineer, M. I. Pro.
Division, Latur

Applicant

Versus

Dagadu Kishan Sogewad & another

Respondents

Mr. M. C. Swami, advocate for the Applicant
Mr. P. C. Mayure, advocate for Respondent No.1.
Mr. S. N. Kendre, AGP for Respondent No.2.

**WITH
CIVIL APPLICATION NO. 10859 OF 2021 IN
FIRST APPEAL ST. NO. 20350 OF 2020**

**WITH
CIVIL APPLICATION NO. 10862 OF 2021 IN
FIRST APPEAL ST. NO. 20366 OF 2020**

**WITH
CIVIL APPLICATION NO. 10865 OF 2021 IN
FIRST APPEAL ST. NO. 20373 OF 2020**

**WITH
CIVIL APPLICATION NO. 10860 OF 2021 IN
FIRST APPEAL ST. NO. 20383 OF 2020**

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 04th January, 2023.

PC :

Since the applicant-acquiring body has deposited
entire amounts of compensation along with interest in all

these applications, the applications are made absolute in terms of prayer clause “B”.

Civil Applications are disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb