

**IN THE NATIONAL LOK ADALAT PRESIDED OVER BY
HON'BLE SMT. JUSTICE VIBHA KANKANWADI
HELD ON 11th FEBRUARY, 2023,
AT HIGH COURT LEGAL SERVICES SUB-COMMITTEE
AT AURANGABAD**

**1 FIRST APPEAL NO.1497 OF 2016
WITH FA/1499/2016**

**THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS
MAHADEO BABA DHAS AND ANOTHER**

...

Mr. A.M. Phule, AGP for appellants
Mr. R.J. Nirmal, Advocate for respondent Nos.1 and 2

...

**2 FIRST APPEAL NO.1720 OF 2016
WITH FA/1721/2016**

**THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS
RAOSAHEB TUKARAM THORVE AND ANOTHER**

...

Mr. A.M. Phule, AGP for appellants
Mr. D.R. Jayabhar, Advocate for respondent Nos.1 and 2

...

**3 FIRST APPEAL NO.2477 OF 2016
WITH FA/2478/2016
WITH CA/9737/2013 IN FA/2478/2016
WITH CA/9739/2013 IN FA/2477/2016**

**THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS
HAVASARAO YADA GHADAGE AND OTHERS**

...

Mr. A.M. Phule, AGP for appellants
Mr. S.E. Shekade, Advocate for respondent No.1

...

4 FIRST APPEAL NO.3304 OF 2016

THE STATE OF MAHARASHTRA AND ANR
VERSUS
DATTATRAYA NAMDEORAO RAKH

...

Mr. A.M. Phule, AGP for appellants
Mr. V.P. Savant, Advocate for respondent

...

**5 FIRST APPEAL NO.3359 OF 2016
WITH FA/3361/2016 WITH FA/3360/2016**

THE STATE OF MAH THR COLLECTOR BEED
VERSUS
MAHALING BALU VIBHUTE AND ORS

...

Mr. A.M. Phule, AGP for appellants
Mr. S.S. Dambe, Advocate for respondent No.4

...

**6 FIRST APPEAL NO.3556 OF 2016
WITH FA/3557/2016
WITH CA/5915/2013 IN FA/3557/2016
WITH CA/5913/2013 IN FA/3556/2016**

THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS
DINAKAR BAYAJI TEKALE

...

Mr. A.M. Phule, AGP for appellants
Mr. R.J. Nirmal, Advocate for respondent

...

**7 FIRST APPEAL NO.4038 OF 2016
WITH CA/8387/2012 IN FA/4038/2016**

THE STATE OF MAHARASHTRA AND ANR
VERSUS
SHANKAR KASHINATH RAKH AND ORS

...

Mr. A.M. Phule, AGP for appellants
Mr. V.P. Savant, Advocate for respondent No.1

...

**8 FIRST APPEAL NO.166 OF 2017
WITH CA/13933/2011 IN FA/166/2017
WITH X-OBJ(ST)/37512/20 IN FA/166/2017**

THE STATE OF MAHARASHTRA AND ANR
VERSUS
BHAGWAN DHONDIBA GARJE AND ORS

...

Mr. A.M. Phule, AGP for appellants
Mr. D.Y. Bide, Advocate for respondent Nos.1 to 4

...

9 FIRST APPEAL NO.1740 OF 2017

THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS
BAPURAO RAJARAM YADAV AND OTHERS

...

Mr. A.M. Phule, AGP for appellants
Mr. N.K. Tungar, Advocate for respondent Nos.1 to 9

...

10 FIRST APPEAL NO.2100 OF 2017

THE STATE OF MAHARASHTRA AND ANR
VERSUS
BARIKRAO NEMAJI ANDHALE DIED THR LRS JALSABAI AND ORS

...

Mr. A.M. Phule, AGP for appellants
Mr. N.K. Tungar, Advocate for respondent Nos.2, 3, 6 and 7b

...

**11 FIRST APPEAL NO.2700 OF 2017
WITH FA/2706/2017 WITH FA/2703/2017
WITH FA/2704/2017 WITH FA/2702/2017
WITH FA/2701/2017**

THE STATE OF MAHARASHTRA AND ANR
VERSUS
EKNATH DAGADU WAGHMARE

...

Mr. A.M. Phule, AGP for appellants
Mr. D.R. Jayabhar, Mr. PP. Uttarwar and Mr. T.V. Waghmare, Advocates for
respective respondents

...

**12 FIRST APPEAL NO.2834 OF 2017
WITH CA/15012/2015 IN FA/2834/2017**

THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS
SUBHASH MANIK SOLUNKE AND OTHERS

...

Mr. A.M. Phule, AGP for appellants
Mr. N.K. Tungar, Advocate for respondent Nos.1 to 4

...

**13 FIRST APPEAL NO.2869 OF 2017
WITH CA/16851/2015 IN FA/2869/2017**

THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS
LAXMAN LOBHA DABADE AND ANOTHER

...

Mr. A.M. Phule, AGP for appellants
Mr. N.K. Tungar, Advocate for respondent Nos.1 and 2

...

**14 FIRST APPEAL NO.4809 OF 2017
WITH CA/3195/2012 IN FA/4809/2017
WITH CA/3194/2012 IN FA/4808/2017
WITH FA/4808/2017**

THE STATE OF MAHARASHTRA
VERSUS
GENA BAPUR LAKDE

...

Mr. A.M. Phule, AGP for appellants

Mr. R.T. Deshmukh, Advocate for respondent

...

**15 CIVIL APPLICATION NO.10163 OF 2010
IN FAST/17780/2010
WITH CA/2903/2012 IN FAST/17946/2010
WITH CA/2906/2012 IN FAST/17944/2010
WITH CA/2904/2012 IN FAST/17780/2010
WITH CA/10165/2010 IN FAST/17944/2010
WITH CA/10164/2010 IN FAST/17946/2010**

THE STATE OF MAHARASHTRA
VERSUS
ASHRUBA RANGNATH LAKDE AND ANOTHERS

...

Mr. A.M. Phule, AGP for appellants/applicants

...

**16 CIVIL APPLICATION NO.10423 OF 2010
IN FAST/18988/2010**

THE STATE OF MAHARASHTRA AND ANR
VERSUS
SAMBHAJI RAMBAU JADHAV DIED TH LRS UJWALA SAMBHAJI
JADHAV AND ORS

...

Mr. A.M. Phule, AGP for appellants/applicants
Mr. R.V. Deshmukh, Advocate for respondent Nos.3 to 5

...

**17 CIVIL APPLICATION NO.12586 OF 2011
IN FAST/16464/2011
WITH CA/12590/2011 IN FAST/16538/2011
WITH CA/12592/2011 IN FAST/16547/2011
WITH CA/12588/2011 IN FAST/16550/2011**

THE STATE OF MAH THR COLLECTOR BEED AND ANR
VERSUS
SHRIRAM NIVRUTTI MOKASE AND ORS

...

Mr. A.M. Phule, AGP for appellants/applicants

Mr. M.K. Bhosle, Mr. T.M. Tandale, Mr. C.K. Shinde, Advocates for
respective respondents

...

**18 CIVIL APPLICATION NO.1708 OF 2012
IN FAST/371/2012**

**WITH CA/1709/2012 IN FAST/371/2012
WITH CA/1710/2012 IN FAST/375/2012
WITH CA/1711/2012 IN FAST/375/2012
WITH CA/1714/2012 IN FAST/378/2012
WITH CA/1715/2012 IN FAST/378/2012
WITH CA/1712/2012 IN FAST/382/2012
WITH CA/1713/2012 IN FAST/382/2012
WITH CA/1716/2012 IN FAST/386/2012**

**THE STATE OF MAHARASHTRA AND ANR
VERSUS
ZUMBAR DAGDU BHAVAR**

...

Mr. A.M. Phule, AGP for appellants/applicants
Mr. T.B. Bhosale, Advocate for respondent

...

**19 CIVIL APPLICATION NO.4435 OF 2012
IN FAST/9422/2012**

**WITH CA/4437/2012 IN FAST/9285/2012
WITH CA/4439/2012 IN FAST/9285/2012
WITH CA/4440/2012 IN FAST/9413/2012
WITH CA/4441/2012 IN FAST/9413/2012
WITH CA/4436/2012 IN FAST/9422/2012**

**THE STATE OF MAH
VERSUS
ANANT RAMCHANDRA KULKARNI AND ANR**

...

Mr. A.M. Phule, AGP for appellants
Mr. P.D. Suryawanshi, Mr. B.R. Sontakke Patil, Advocates for respective
respondents

...

20 CIVIL APPLICATION NO.13685 OF 2012

**IN FAST/27714/2012
WITH CA/13686/2012 IN FAST/27714/2012**

THE STATE OF MAH AND ANR
VERSUS
KONDIBA NAMDEV DHAKNE

...

Mr. A.M. Phule, AGP for appellants/applicants

...

**21 CIVIL APPLICATION NO.13687 OF 2012
IN FAST/27717/2012
WITH CA/13688/2012 IN FAST/27717/2012**

THE STATE OF MAH AND ANR
VERSUS
DNYANOBA SUKHDEV DHAKNE AND ANR

...

Mr. A.M. Phule, AGP for appellants/applicants

...

**22 CIVIL APPLICATION NO.13689 OF 2012
IN FAST/27873/2012
WITH CA/13690/2012 IN FAST/27873/2012**

THE STATE OF MAH THR COLLECTOR
VERSUS
RAJENDRA VITTHAL ZARAD AND ANR

...

Mr. A.M. Phule, AGP for appellants/applicants

...

**23 CIVIL APPLICATION NO.13691 OF 2012
IN FAST/27723/2012
WITH CA/13692/2012 IN FAST/27723/2012**

THE STATE OF MAH AND ANR
VERSUS
BHIVA BHAU KALE, DIED THR. L.RS. BALASAHEB AND ORS

...

Mr. A.M. Phule, AGP for appellants/applicants

...

**24 CIVIL APPLICATION NO.13693 OF 2012
IN FAST/27702/2012
WITH CA/13694/2012 IN FAST/27702/2012**

THE STATE OF MAH
VERSUS
RAM DASHRATH WADEKAR AND ORS

...

Mr. A.M. Phule, AGP for appellants/applicants

...

**25 CIVIL APPLICATION NO.4813 OF 2013
IN FAST/6462/2013
WITH CA/4814/2013 IN FAST/6462/2013
WITH CA/4815/2013 IN FAST/6492/2013
WITH CA/4816/2013 IN FAST/6492/2013**

THE STATE OF MAHARASHTRA
VERSUS
PARMESHWAR MAHADEV WANVE AND ANOTHER

...

Mr. A.M. Phule, AGP for appellants/applicants

...

**26 CIVIL APPLICATION NO.4893 OF 2013
IN FAST/5351/2013
WITH CA/4894/2013 IN FAST/5351/2013**

THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS
TUKARAM BABA DHAS AND ANOTHER

...

Mr. A.M. Phule, AGP for appellants/applicants

...

**43 FIRST APPEAL NO.1529 OF 2016
WITH FA/1530/2016**

THE STATE OF MAHARASHTRA AND ANOTHER
VERSUS
YADA MAHADA KAPSE AND OTHERS

...
Mr. A.M. Phule, AGP for appellants
Mr. S.B. Choudhari, Advocate for respondents
...

ORDER

1 All these appeals are filed by the State challenging the enhancement of the compensation in respect of land acquisition by the Reference Court. Mr. Namdeo Tilekar, Sub Divisional Officer, Beed, Dist. Beed for Acquiring Body is present. He has tendered Authority Letter issued by the Acquiring Body, which is taken on record. Learned AGP Mr. A.M. Phule appearing for State is present. So also, the Advocates appearing for respective respondents are present.

2 Learned AGP submits that in view of the policy decision taken by the Government vide Government Resolution No. संकीर्ण-2014/प्र.क. 41/भाग-1/अ-4 दि. 3 नोव्हेंबर 2016 with Government Corrigendum dated 23rd February 2017 and 13th August, 2018 to the said Government Resolution, the Authority to whom the powers are granted has decided to settle the appeals. In view of the fact that the reference Court has enhanced the compensation within the outer limit prescribed in the Government

Resolution the Government has decided to withdraw the appeals/delay condonation applications with appeals.

3 Learned AGP submits that the Acquiring Body is verifying the fact as to whether the amount of compensation as granted by the Reference Court with interest has been deposited in the Court or not, but if at all in some matters it is not deposited the Acquiring Body is making a statement that they would deposit the same along with accrued interest within a period of six months from today.

4 In view of the said submission the First Appeals as well as the applications therein including applications for condonation of delay stand withdrawn.

5 Award be drawn accordingly.

6 Liberty is given to the Acquiring Body to deposit the entire amount of compensation together with interest with Reference Court within a period of six months from today, in those cases where the amount is not deposited.

7 Amount, if any, pending allowed to be withdrawn and in those cases also, where the amount would be deposited within six months, after it is deposited the original claimants would be allowed to

withdraw the said amount.

8 Refund of Court fees would be as per rules.

9 All the matters accordingly stand disposed of.

10 Pending civil applications, if any, stand disposed of.

11 Cross objections, if any, be removed from the board.

(S.P. Brahme)
Advocate
Member

(V.B. Mantri)
D.J. (Retd.)
Member

(Smt. Vibha Kankanwadi, J.)
Head of the Panel.

Date : 11.02.2023.

Place : Aurangabad.

agd