

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

1055 CONT. PETITION NO.613 OF 2021
IN WP/1465/2021

TRIMBAK BALA SHINDE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH COLLECTOR, SUNIL
CHAVAN AND OTHERS

...
Advocate for Petitioners : Mr. V.G. Kodale h/f Mr. V.D. Gunale
AGP for Respondents: Mr. R.V. Dasalkar
.....

**CORAM : R. G. AVACHAT AND
SANJAY A. DESHMUKH, JJ.
DATED : 11th JULY, 2023.**

PER COURT :-

1. Heard.
2. The petitioners are asking for compensation in terms of Section 28A of the Land Acquisition Act, 1894. It is informed by the learned A.G.P. that the State has preferred an appeal against the award passed by the Land Acquisition Officer and the said appeal is pending.
3. In view of the Apex Court's judgment in the case of ***Bharatsing Gulabsingh Jakhad and others vs. State of Maharashtra and others, reported in 2018 (11) SCC 92***, the petitioners' claim could not be entertained unless and until the appeal preferred by the State is decided and the order granting

compensation attains the finality.

4. In view of the same, this contempt petition stands disposed of.

(SANJAY A. DESHMUKH, J.)

(R. G. AVACHAT, J.)

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