

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

48 WRIT PETITION NO.12670 OF 2023

SIDDHESHWAR PRAKASH BHENDEKAR DIED THROUGH LRS
DHANANJAY SIDDHESHWAR BHENDEKAR AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH THE SECRETARY AND
OTHERS

...

Advocate for Petitioners : Mr. Gorakhnath Kendre h/for
Mr. J. M. Murkute

AGP for the Respondents-State : Mr. V. M. Kagne

CORAM : RAVINDRA V. GHUGE &
Y. G. KHOBRAGADE, JJ.

DATE : 16th October, 2023

ORDER:

1. The learned Advocate for the Petitioners submits that deficit court fee of Rs.2125/- will be deposited within two weeks.

2. The Petitioners have put-forth prayer clauses (B) and (C) as under:

(B) The respondent Sub-Divisional Officer Gangakhed may kindly be directed to consider and decide the application filed by the petitioners u/s 28 of the Land Acquisition Act, 1894 Exhibit-B collectively as per the Judgment and Order passed by the Civil Judge, Senior Division Gangakhed in LAR No. 14/2023 dated 13/12/2019.

(C) The respondent Sub-Divisional Officer, Gangakhed may kindly be directed to give opportunity of being heard to the petitioners while passing the final award on the application filed by the

petitioners u/s 28 of the Land Acquisition Act, 1894 Exhibit-B collectively as per the Judgment and Order passed by the Civil Judge, Senior Division Gangakhed in LAR No. 14/2023 dated 13/12/2019

3. The learned AGP appearing on behalf of Respondent Nos. 1, 2, 3 and 5 submits that Respondent No.3 would decide the application on its own merits and in the light of the judgment referred to in the prayer clauses, within a particular time frame.

4. In view of the above, **this Petition is disposed off** expecting Respondent No.3 to do the needful within 120 days from today.

(Y. G. KHOBRADE, J.)

(RAVINDRA V. GHUGE, J.)

JPChavan