

**IN THE NATIONAL LOK ADALAT PRESIDED OVER BY
HON'BLE SHRI JUSTICE KISHORE C. SANT,
HELD ON 11.02.2023,
AT HIGH COURT LEGAL SERVICES SUB-COMMITTEE
AT AURANGABAD.**

**62 CIVIL APPLICATION NO.14912 OF 2015
IN FAST/32505/2015 WITH CA/14913/2015 IN FAST/32505/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE NOW
OFFICENANDURBAR
VERSUS
KASHIRAM DHARMA KOKANI AND OTHERS**

**63 CIVIL APPLICATION NO.14914 OF 2015
IN FAST/32513/2015 WITH CA/14915/2015 IN FAST/32513/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE NOW
OFFICENANDURBAR
VERSUS
FULSING DHARMA KOKANI AND OTHERS**

**64 CIVIL APPLICATION NO.15739 OF 2015
IN FAST/32416/2015 WITH CA/15740/2015 IN FAST/32416/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE, NOW
OFFICE NANDURBAR
VERSUS
DARASING RAMAJI KOKANI AND OTHERS**

**65 CIVIL APPLICATION NO.15741 OF 2015
IN FAST/32409/2015 WITH CA/15742/2015 IN FAST/32409/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE, NOW
OFFICE NANDURBAR
VERSUS
SYMAN GOPAL KOKANI AND OTHERS**

**66 CIVIL APPLICATION NO.15746 OF 2015
IN FAST/32500/2015 WITH CA/15747/2015 IN FAST/32500/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE, NOW
OFFICE NANDURBAR
VERSUS
RUTHYA KATHOD KOKANI AND OTHERS**

**67 CIVIL APPLICATION NO.15858 OF 2015
IN FAST/32488/2015 WITH CA/15862/2015 IN FAST/32488/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE, NOW**

OFFICE NANDURBAR
VERSUS
DAVYYA JANNYA GAVIT AND OTHERS

68 CIVIL APPLICATION NO.15863 OF 2015
IN FAST/32494/2015 WITH CA/15865/2015 IN FAST/32494/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE, NOW
OFFICE NANDURBAR
VERSUS
BAKARAM SAKKYA KOKANI AND OTHERS

69 CIVIL APPLICATION NO.15866 OF 2015
IN FAST/32491/2015 WITH CA/15867/2015 IN FAST/32491/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE, NOW
OFFICE NANDURBAR
VERSUS
RAMESH TUKARAM KOKANI AND OTHERS

70 CIVIL APPLICATION NO.15973 OF 2015
IN FAST/32590/2015 WITH CA/15988/2015 IN FAST/32578/2015 WITH CA/15989/2015
IN FAST/32578/2015 WITH CA/15984/2015 IN FAST/32581/2015 WITH CA/15985/2015
IN FAST/32581/2015 WITH CA/15974/2015 IN FAST/32590/2015 WITH CA/15991/2015
IN FAST/32596/2015 WITH CA/15992/2015 IN FAST/32596/2015 WITH CA/15977/2015
IN FAST/32604/2015 WITH CA/15978/2015 IN FAST/32604/2015 WITH CA/15986/2015
IN FAST/32615/2015 WITH CA/15987/2015 IN FAST/32615/2015 WITH CA/15975/2015
IN FAST/32622/2015 WITH CA/15976/2015 IN FAST/32622/2015 WITH CA/15993/2015
IN FAST/32636/2015 WITH CA/15994/2015 IN FAST/32636/2015 WITH CA/15980/2015
IN FAST/32702/2015 WITH CA/15981/2015 IN FAST/32702/2015 WITH CA/15982/2015
IN FAST/32717/2015 WITH CA/15983/2015 IN FAST/32717/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE NOW
OFFICENANDURBAR
VERSUS
BHIKA SUJA GAVIT DIED THR LRS JIVAN AND OTHERS

71 CIVIL APPLICATION NO.16319 OF 2015
IN FAST/32543/2015 WITH CA/16323/2015 IN FAST/32521/2015 WITH CA/16324/2015
IN FAST/32521/2015 WITH CA/16320/2015 IN FAST/32543/2015 WITH CA/16321/2015
IN FAST/32546/2015 WITH CA/16322/2015 IN FAST/32546/2015 WITH CA/16327/2015
IN FAST/32550/2015 WITH CA/16328/2015 IN FAST/32550/2015 WITH CA/16325/2015
IN FAST/32560/2015 WITH CA/16326/2015 IN FAST/32560/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE NOW
OFFICENANDURBAR
VERSUS
SHEGJI UTARYA PADVI AND OTHERS

72 CIVIL APPLICATION NO.16343 OF 2015
IN FAST/32720/2015 WITH CA/16344/2015 IN FAST/32720/2015 WITH CA/16345/2015
IN FAST/32723/2015 WITH CA/16346/2015 IN FAST/32723/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE NOW
OFFICENANDURBAR
VERSUS
MAGAN SAIMAN KOKANI AND OTHERS

73 CIVIL APPLICATION NO.6295 OF 2016
IN FAST/32517/2015 WITH CA/6297/2016 IN FAST/32517/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE NOW
OFFICENANDURBAR
VERSUS
SHINGA UTAYA PADVI AND OTHERS

74 CIVIL APPLICATION NO.7433 OF 2016
IN FAST/32686/2015 WITH CA/7434/2016 IN FAST/32686/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION, NESU PROJECT, DHULE,
NOW OFFICE NANDURBAR
VERSUS
KANTILAL BHIMSING GAVIT AND OTHERS

75 CIVIL APPLICATION NO.7567 OF 2016
IN FAST/32497/2015 WITH CA/7569/2016 IN FAST/32497/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION (LOCAL AREA)DIVISION, DHULE, NOW
OFFICE NANDURBAR
VERSUS
ARJUN FULA VALVI DEAD THR HIS LRS ARVIND AND OTHERS

76 CIVIL APPLICATION NO.7591 OF 2016
IN FAST/32675/2015 WITH CA/7593/2016 IN FAST/32675/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION, NESU PROJECT, DHULE,
NOW OFFICE NANDURBAR
VERSUS
ANTILAL BHIMSING VASAVE AND OTHERS

77 CIVIL APPLICATION NO.7627 OF 2016
IN FAST/32709/2015 WITH CA/7628/2016 IN FAST/32709/2015
THE EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION, NESU PROJECT, DHULE,
NOW OFFICE NANDURBAR
VERSUS
SAMA MUNGALYA PADVI AND OTHER

FIRST APPEAL NO.2056 OF 2019
THE EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION, NESU PROJECT DHULE,

**NOW OFFICE NANDURBAR
VERSUS
KUSUM RAJENDRA GAVIT AND OTHERS**

Mr. S.S. Chillarge, Advocate for the applicants.

Mr. B.V. Virdhe, AGP for the respondent/State.

Mr. Rohan Ratansingh Vasave, Asstt. Engineer, Class-II, Nandurbar Medium Project is present.

ORDER

[11th February, 2023]

01. First Appeal No. 2056 of 2019 is not on Board. Taken on Board.

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

03. Insofar as the First Appeals are concerned, these matters are placed before us in today's Lok-Adalat. Mr. Rohan Ratansingh Vasave, Assistant Engineer, Class-II, Nandurbar Medium Project is present.

04. The learned Advocate for the Acquiring Body submits that the above numbered group of appeals is squarely covered by Government Resolution No. Sankirna-2014/prakr4/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 group of appeals can be withdrawn as per the policy decision taken by the Government of Maharashtra. Accordingly the acquiring body is withdrawing these appeals.

05. The learned Advocate for the Acquiring Body 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 survived in these appeals.

06. However, before disposing off the appeals, it is further clarified that in case the amount is not deposited as per the award, the Acquiring Body undertakes to deposit the said amount within a period of six months in the concerned Reference Court. If the amount is not deposited within six weeks, then it shall carry the interest in terms of Section 28 or 34 of the Act, as the case may be. 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, the claimants are at liberty to withdraw the said amount after the amount is deposited.

07. The first appeals stand disposed off as withdrawn. No order as to costs.

08. Pending civil application/s, if any, stand/s disposed off.

09. The Court fee refund certificate be issued as per the provisions under the Maharashtra Court Fees Act.

[A.R. BORULKAR]
Advocate
Member

[S.G. SHETE]
District Judge (Retd.)
Member

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