



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

917 CIVIL APPLICATION NO. 2608 OF 2017

IN

FA/2086/2010

WITH

FA/2086/2010

RAMA DAGDU THORAT L.RS. SHANTABAI RAMA THORAT AND ORS
VERSUS
THE STATE OF MAHARASHTRA AND ORS

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Advocate for Applicants / Ori. Claimants : Mr. D. R. Jayabhar

AGP for Non-applicants No.1&2/State Authorities:

Ms. P. R. Bharaswadkar

Advocate for Non-applicant No.3 / Appellant :

Mrs. Kalpalata Patil - Bharaswadkar

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WITH

FIRST APPEAL NO. 2085 OF 2010

WITH

FIRST APPEAL NO. 2090 OF 2010

WITH

FIRST APPEAL NO. 2093 OF 2010

WITH

FIRST APPEAL NO. 2088 OF 2010

WITH

FIRST APPEAL NO. 2091 OF 2010

WITH

FIRST APPEAL NO. 2087 OF 2010

WITH

FIRST APPEAL NO. 2089 OF 2010

WITH

FIRST APPEAL NO. 2092 OF 2010

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CORAM : ARUN R. PEDNEKER, J.

DATE : 02nd FEBRUARY, 2024

PER COURT:

1. Heard.
2. Undisputedly, in the instant matters, the SLAO has granted Rs.300/- per Are for the acquired lands. The claim was enhanced by the reference court to Rs.600/- per Are. The Government Resolutions dated 03.11.2016 and 23.02.2017, specifies the conditions, where the Government would not file the appeal against the reference court order. The said Government Resolutions are also applicable to pending matters.
3. In terms of the said resolution, the Government has taken a policy decision not to challenge the award where the enhancement is not more than twice in urban areas and 4 times in rural areas. In the instant case, the enhancement is undisputedly not more than twice.
4. In view of the same, the above Government Resolution would be applicable to the instant case and the said fact is not disputed by either of the counsel.
5. In view of the same, the First Appeals are dismissed. All the pending civil applications are also disposed of.

6. The applicants are permitted to withdraw the amount as well as the accrued interest deposited before the executing court.

[ARUN R. PEDNEKER, J.]

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