

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.416 OF 2014
with
FIRST APPEAL NO. 93 OF 2008**

The State of Maharashtra through the Special ... Appellant
Land Acquisition Officer

versus

Khatijabi Shamsherkhan Delwai (since deceased) Respondents
through her Lrs. 1. Shri Salekhan Shamsherkhan
Delwa and ors.

Mr. A. R. Patil, AGP for the Appellant-State.

**CORAM : ARUN R. PEDNEKER, J.
DATE : 22nd JULY, 2024.**

P.C. :

1. Heard learned AGP appearing for the State.
2. For the reasons stated in the civil application, the civil application is allowed and disposed of.
3. The first appeal is restored to its original file.
4. In the instant case, the amount awarded by the SLAO of Rs.11715/- for acquiring the claimants land is enhanced by the Reference Court to Rs.18,880/-.
5. In terms of the policy decision of the State Government by notifications dated 3rd November 2016 and 11th May 2018, the State Government has taken a policy decision not to challenge the award passed by the Reference Court where the enhancement is less than four times over the compensation granted by the SLAO in the rural area.

6. In view of the Government's policy decision in terms of the above notifications, the learned AGP seeks leave to withdraw the appeal. The appeal is disposed of as withdrawn.

7. Liberty to apply for refund of court fees to be processed in accordance with law.

(ARUN R. PEDNEKER, J.)