



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

**CIVIL APPLICATION NO. 6324 OF 2025
IN FAST/5153/2025**

MANIK MAHADU PATIL AND ORS

VERSUS

**THE EXECUTIVE ENGINEER UPPER
TAPI PROJECT HATNOOR JALGAON**

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**CIVIL APPLICATION NO. 6327 OF 2025
IN FAST/5132/2025**

INDUBAI PRABHAKAR PATIL

VS.

THE EXECUTIVE ENGINEER AND OTHERS

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**CIVIL APPLICATION NO. 6322 OF 2025
IN FAST/5135/2025**

ASHOK WAMAN PATIL

VS.

THE EXECUTIVE ENGINEER AND OTHERS

...

**CIVIL APPLICATION NO. 6323 OF 2025
IN FAST/4769/2025**

SURESH WAMAN PATIL

VS.

THE EXECUTIVE ENGINEER AND OTHERS

...

**CIVIL APPLICATION NO. 6326 OF 2025
IN FAST/4776/2025**

SHANTRAM MAHADU PATIL
VS.
THE EXECUTIVE ENGINEER AND OTHERS

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Advocate for Applicants in all Applications : Mr.Madake Datta Ankush
Advocate for Respondent No.1 in all Applications : Mr.Ajay D.Pawar
Advocate for Respondent No.2 and 3 in all Applications : Mr.B.A.Shinde

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CORAM : SHAILESH P. BRAHME, J.

DATE : 4th JULY 2025

PER COURT :

. Acquiring body has filed these appeals and in pursuance of the orders passed earlier, they have deposited amount in this Court. The Respondents/claimants have filed applications for withdrawal of amount except in First Appeal (ST) No.4329 of 2025.

2. The claimants have pressed into service the contents of the applications for the disbursement of the amount. Those are contested by learned counsel Mr.Pawar. He would submit that the ground of parity on the basis of which the compensation was enhanced by the reference court is misconceived in these matters. No independent evidence was lead by the claimants to claim benefit of parity. It is further contended that the material produced on record by the claimants is vulnerable. The reference court has awarded exorbitant compensation.

3. I have considered rival submissions of the parties. The quantum of the compensation and the entitlement on the basis of

parity can be gone into during the course of hearing. Applicants are entitled to receive part of the compensation. Interest of justice would be subserved in permitting them to receive 50% on furnishing undertaking and additional 25% on furnishing solvent surety/security.

4. Civil applications are allowed by permitting the applicants/claimants in each appeal to receive 50% of the amount deposited with accrued interest on furnishing undertaking to the satisfaction of the Registrar(Judicial) of this Court and additional 25% on furnishing solvent surety/security.

[SHAILESH P BRAHME, J.]

vsj..