



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

919 WRIT PETITION NO. 12071 OF 2025

Vechya Zendya Gavit
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND

920 WRIT PETITION NO. 12072 OF 2025

Kusha Rodya Gavit And Others
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND

921 WRIT PETITION NO. 12073 OF 2025

Jivalaya Jethya Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND

922 WRIT PETITION NO. 12074 OF 2025

Suklal Zendya Gavit
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND

923 WRIT PETITION NO. 12075 OF 2025

Ramji Atrya Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND

924 WRIT PETITION NO. 12076 OF 2025

Undrya Jethya Gavit
VERSUS
The Union Of India And Others
AND
925 WRIT PETITION NO. 12077 OF 2025

Rajendra Suresh Gavit And Others
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND

926 WRIT PETITION NO. 12078 OF 2025

Gulabsing Bapji Gavit And Others
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND

927 WRIT PETITION NO. 12079 OF 2025

Dhansing Nandlya Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others

AND
928 WRIT PETITION NO. 12080 OF 2025

Vijay Kashinath Mahajan And Others
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
929 WRIT PETITION NO. 12081 OF 2025

Narya Jethya Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
930 WRIT PETITION NO. 12082 OF 2025

Babu Rubji Gavit Dead Lrs Abesing And Others
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
931 WRIT PETITION NO. 12083 OF 2025

Ravji Nura Gavit Dead Thr Lrs Jainabai And Others
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
932 WRIT PETITION NO. 12084 OF 2025

Kewa Mota Gavit
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
933 WRIT PETITION NO. 12085 OF 2025

Ashok Gorji Vasave
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
934 WRIT PETITION NO. 12086 OF 2025

Gebu Dhedya Gavit
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
935 WRIT PETITION NO. 12087 OF 2025

Vijaysingh Bajiraosingh Raghuwanshi
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
936 WRIT PETITION NO. 12088 OF 2025

Rajnibai Shirishkumar Gavit
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
937 WRIT PETITION NO. 12090 OF 2025

Punjrya Jethya Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
938 WRIT PETITION NO. 12091 OF 2025

Dharma Nandlya Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
939 WRIT PETITION NO. 12092 OF 2025

Suresh Tarachand Gavit And Another
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
940 WRIT PETITION NO. 12093 OF 2025

Gobaji Atrya Gavit Dead Thr Lrs Dilip Gobji Gavit And Others
VERSUS
The Union Of India And Others
AND
941 WRIT PETITION NO. 12094 OF 2025

Ashok Tarachand Gavit And Another
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
942 WRIT PETITION NO. 12095 OF 2025

Vasant Nura Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
943 WRIT PETITION NO. 12096 OF 2025

Nisar Krushna Gavit And Another
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
944 WRIT PETITION NO. 12101 OF 2025

Punya Dhedya Gavit
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
947 WRIT PETITION NO. 12125 OF 2025

Devji Mahadu Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
948 WRIT PETITION NO. 12126 OF 2025

Babji Sukrya Gavit
VERSUS
The Union Of India And Others
AND
950 WRIT PETITION NO. 12128 OF 2025

Devji Mahadu Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
951 WRIT PETITION NO. 12129 OF 2025

Nilesh Galu Gavit And Others

VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
952 WRIT PETITION NO. 12130 OF 2025

Suklal Rohidas Gavit And Others
VERSUS
The Union Of India And Others
AND
953 WRIT PETITION NO. 12131 OF 2025

Nathu Dhedya Gavit
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
954 WRIT PETITION NO. 12132 OF 2025

Jalu Lalji Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
955 WRIT PETITION NO. 12133 OF 2025

Godavaribai Shankarsing Pardeshi Dead Thr Lrs Umraosing Shankarsing Pardeshi And Others
VERSUS
The Union Of India Thr The Deputy Secretary And Others
AND
956 WRIT PETITION NO. 12134 OF 2025

Mansing Janya Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
957 WRIT PETITION NO. 12135 OF 2025

Sitya Ditya Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
958 WRIT PETITION NO. 12136 OF 2025

Bapu Nandlya Gavit
VERSUS
The Union Of India Through The Deputy Secretary And Others

...

Advocate for the petitioners in all the petitions :- Mr. Dipesh Pande.

AGPs for respondents/State in respective petitions :- Mr. N. S. Tekale, Mr. V. M. Kagne, Mr. R. S. Wani and Mr. A. M. Phule.

Senior Panel Advocate/Central Government Counsel for respondents/Union of India in respective petitions :- Ms. Mayuri Kasturkar, Mr. Rohit Sarvadnya, Mr. S. W. Munde, Mr. N. T. Bhagat, Mr. Krushna Salunke, Mr. U. B. Bondar, Mr. Rahul Bagul, Mr. N. U. Yadav, Mr. R. R. Bangar, Mr. N. S. Salunke, Mr. M. A. Golegaonkar, Mr. N. T. Tribhuwan, Mr. Avinash Borulkar, Mr. R. D. Sanap, Mr. Rajesh Mewara and Mr. Akshay Kulkarni.

Advocate for the respondent/NHAI in all the petitions :- Mr. Deepak S. Manorkar.

...

**CORAM : SMT. VIBHA KANKANWADI &
HITEN S. VENEGAVKAR, JJ.**

DATE : 16 DECEMBER 2025

ORDER :

- . All the petitions raise similar issues.
2. We have heard learned Advocates representing all the parties.
3. Learned Advocates for the petitioners have pointed out that earlier in group of matters i.e. **Writ Petition No.240 of 2023 with companion matters (Rajendra Namdev Patil and others vs. The Competent Authority Land Acquisition)**, this Court had passed an order on 17.07.2025. Thereafter, again in **Writ Petition No.7866 of 2021 with companion matters (Shilpa Rajendra Shinve Vs. The National Highway Authority of India, Through its Project Director and another)**, order came to be passed on 08.08.2025, wherein order in **Rajendra Namdev Patil and others (Supra)** was reproduced. Even it was expressed by the Coordinate Bench of this Court that in view of the order passed in **Writ Petition No.12512 of 2019 (Trimbak Aadhar Bhamre and Anr. Vs. The Union of India and others with connected writ petitions)**, the same relief deserves to be granted, however, it appears that from the respondent/NHAI, there were submissions. This Court then based on **Union of India and another Vs. Tarsem Singh and others, [(2019) 9 SCC 304]**, held that the petitioners would be entitled to solatium and interest on compensation amount in accordance with the principles laid down therein. When we have also expressed

our view similar to the decision that has been taken by the earlier Benches, as they are in fact based on **Union of India and another Vs. Tarsem Singh and others (Supra)**, the learned Advocate representing NHAI in all the matters have submitted that review petition has been filed by NHAI before the Hon'ble Supreme Court. By order dated 03.11.2025 (Review Petition (Civil) Diary No(s)44096 of 2025), the delay was condoned and notice has been issued. Important point to be noted is that the fact of review petition that has been filed was taken note of by this Court in Writ Petition No.7866 of 2021 and companion matters and it was observed that mere filing of review petition would not detain this Court from disposing of the writ petitions, in the light of the fact that petitions raising identical issues have been already disposed of earlier by this Court. We are also of the same view. However, till the review petition is decided, we are governed by the decision in **Union of India and another Vs. Tarsem Singh and others (Supra)** and, therefore, we also dispose of all the writ petitions in the following terms :-

(a) In the light of above, these petitions are allowed by directing the competent authorities to compute and pay to the petitioners solatium and interest in accordance with the principles enunciated in the case of **Union of India and another Vs. Tarsem Singh and others (Supra)** within a period of six (6) months from today.

(b) It is made clear that the petitioners shall assist the competent authorities by producing all relevant documents and upon verification of

the same, the competent authorities shall proceed further. It is also clarified that payments made pursuant to the directions given herein above, shall be subject to the challenges, if any, raised under Sections 34 and 37 of the Arbitration and Conciliation Act, 1996.

(c) In the light of the observations made herein above, it is further made clear that if any of the parties are aggrieved by the quantum and computation carried out by the competent authority while carrying out the directions given herein above, the remedy of Section 3G (5) of the National Highways Act, 1956 would be available to such aggrieved party in accordance with law. It is further made clear that the competent Authority while implementing the directions given herein above shall give reasonable hearing to all stake holders.

(d) The decision would then be ultimately subject to the outcome of the review petition before the Hon'ble Supreme Court.

4. Pending applications, if any, also stand disposed of.

[HITEN S. VENEGAVKAR]
JUDGE

[SMT. VIBHA KANKANWADI]
JUDGE

scm