



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

905 WRIT PETITION NO. 12055 OF 2025

Mustak Ahamad Harun Sha

VERSUS

The Govt Of India Through The Deputy Secretary And Others
AND

906 WRIT PETITION NO. 12056 OF 2025

Gorakh Gunja Thelari And Others

VERSUS

The Govt Of India Through The Deputy Secretary And Others
AND

907 WRIT PETITION NO. 12057 OF 2025

Dinesh Ramesh Patil

VERSUS

The Govt. Of India Through The Deputy Secretary And Others
AND

908 WRIT PETITION NO. 12058 OF 2025

Lahu Pandit More

VERSUS

The Govt Of India Through The Deputy Secretary And Others
AND

909 WRIT PETITION NO. 12059 OF 2025

Dagadu Dhanaji Bhil

VERSUS

The Govt Of India Through The Deputy Secretary And Others
AND

910 WRIT PETITION NO. 12060 OF 2025

Bhika Kalu Thorat

VERSUS

The Govt Of India Through The Deputy Secretary And Others
AND

911 WRIT PETITION NO. 12061 OF 2025

Sunil Nimba Thakare And Others

VERSUS

The Govt Of India Through The Deputy Secretary And Others
AND

912 WRIT PETITION NO. 12062 OF 2025

Gotu Tandu Kokani And Others

VERSUS

The Govt Of India Through The Deputy Secretary And Others
AND

913 WRIT PETITION NO. 12063 OF 2025

Bhiva Mitaji Thorat And Another

VERSUS

The Govt. Of India Through The Deputy Secretary And Others
AND

914 WRIT PETITION NO. 12064 OF 2025

Dharma Mahadu Thelari And Others
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
915 WRIT PETITION NO. 12065 OF 2025

Nitin Vitthal Chaudhary
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
916 WRIT PETITION NO. 12066 OF 2025

Devman Dhavadu Bhil
VERSUS
The Govt Of India Through the Deputy Secretary And Others
AND
917 WRIT PETITION NO. 12068 OF 2025

Gajanan Chila Kokani
VERSUS
The Govt Of India Through The Deputy Secretary And Others
AND
918 WRIT PETITION NO. 12069 OF 2025

Yashwant Bhila Sonawane
VERSUS
The Govt Of India Through The Deputy Secretary And Others
AND
945 WRIT PETITION NO. 12121 OF 2025

Rajesh Kuwarsing Kuwar And Another
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
946 WRIT PETITION NO. 12124 OF 2025

Poslya Bhika Kokani And Another
VERSUS
The Govt. Of India Through The Deputy Secretary And Others
AND
949 WRIT PETITION NO. 12127 OF 2025

Bhanudas Vasave Died His Lrs Sumitra Bhanudas Vasave And Others
VERSUS
The Govt Of India Throgh The Deputy Secretary And Others
AND
959 WRIT PETITION NO. 12173 OF 2025

Abdul Mannan Abdul Sattar
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
960 WRIT PETITION NO.12174 OF 2025

Mohd. Husain Ahmed Abbas Ansari
VERSUS
The Union Of India Through The Deputy Secretary And Others
AND
961 WRIT PETITION NO. 12175 OF 2025

Ramesh Lalaji Amrutsagar And Another
VERSUS
The Govt. Of India Through The Deputy Secretary And Others
AND
962 WRIT PETITION NO. 12176 OF 2025
Gulab Sopan Gawade And Others
VERSUS
The Govt Of India Through The Deputy Secretary And Others

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Advocates for the petitioners in respective petitions :- Mr. Vikrant P. Raje, Mr. D. S. Bagul and Mr. S. A. Kulkarni and Ms. R. L. Jakhade.

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.

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**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