



ppn

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

(905) WRIT PETITION NO. 7227 OF 2021

Rajan Aasan Daryani & Anr. ... Petitioners

Versus

The Govt. Of India & Ors. ... Respondents

WITH

(906) WRIT PETITION NO. 7509 OF 2021

Madanlal Fulchand Bothra & Anr. ... Petitioners

Versus

The Govt. of India & Ors. ... Respondents

WITH

(907) WRIT PETITION NO. 2867 OF 2022

WITH

WRIT PETITION NO. 2853 OF 2022

WITH

WRIT PETITION NO. 2868 OF 2022

WITH

WRIT PETITION NO. 2865 OF 2022

WITH

WRIT PETITION NO. 2849 OF 2022

WITH

WRIT PETITION NO. 2960 OF 2022

WITH

WRIT PETITION NO. 2851 OF 2022

WITH

WRIT PETITION NO. 2833 OF 2024

WITH

WRIT PETITION (ST) NO. 25771 OF 2021

Canal Bagaitdar Sahakari Sangh Ltd ... Petitioners
thr. Nivrutti Gotiram Shinde

Versus

The Union of India thr. The Deputy ... Respondents
Secretary & Ors.

**WITH
(909) WRIT PETITION NO. 8217 OF 2023**

Ashwini Avinash Gothi POA Avinash M. ... Petitioners
Gothi

Versus

The Govt. Of India Deputy Secretary ... Respondents

**WITH
(910) WRIT PETITION NO. 9841 OF 2023**

Prakash Appa Lachake ... Petitioners

Versus

The Govt. Of India Deputy Secretary. ... Respondents

**WITH
(911) WRIT PETITION NO. 10218 OF 2023**

Ramjidas Shamlal Saboo thr. POA ... Petitioners
Avinash Mulchand Gothi

Versus

The Govt. Of India Deputy Secretary. ... Respondents

**WITH
(912) WRIT PETITION NO. 10220 OF 2023**

Avinash Mulchand Gothi ... Petitioners

Versus

The Govt. Of India Deputy Secretary. ... Respondents

**WITH
(913) WRIT PETITION NO. 10224 OF 2023**

Ravindra Mulchand Gothi & Anr. ... Petitioners

Versus

The Govt. Of India Deputy Secretary. ... Respondents

**WITH
(914) WRIT PETITION NO. 10230 OF 2023**

Mavji Hiraji Bhanushali ... Petitioners

Versus

The Govt. Of India Ministry of Shipping ... Respondents
Road and Transport and Highway

**WITH
(915) WRIT PETITION NO. 10233 OF 2023**

Suresh Fulchand Bothara ... Petitioners

Versus

The Govt. Of India Deputy Secretary. ... Respondents

**WITH
(916) WRIT PETITION NO. 14332 OF 2023**

Ajit Zumberlal Lunawat ... Petitioners

Versus

The Govt. Of India & Ors. ... Respondents

**WITH
(917) WRIT PETITION NO. 14358 OF 2023**

Yashwant Babu Kaule & Anr. ... Petitioners

Versus

The Govt. Of India & Ors. ... Respondents

**WITH
(918) WRIT PETITION NO. 3192 OF 2024**

Sandip Narayan Bhagwat (Deceased) ... Petitioners

Versus

The Govt. Of India Deputy Secretary. ... Respondents

**WITH
(919) WRIT PETITION NO. 4140 OF 2024**

Somabhai Prabhudas Patel (Deceased) ... Petitioners
His legal heirs & Anr.

Versus

The Govt. Of India & Ors. ... Respondents

**WITH
(920) WRIT PETITION NO. 4615 OF 2024**

Naresh Jagumal Karda & Ors. ... Petitioners

Versus

The Govt. Of India Deputy Secretary. ... Respondents
Ministry of Shipping & Ors.

**WITH
(921) WRIT PETITION NO. 4665 OF 2024**

Ravi Shankar Aswale & Ors ... Petitioners

Versus

The Govt. Of India Deputy Secretary. ... Respondents
Ministry of Shipping & Ors.

WITH

(922) WRIT PETITION NO. 11084 OF 2024

Ravikumar Eknath Shinde (Deceased), ... Petitioners
represented by legal heirs

Versus

The Govt. Of India Deputy Secretary ... Respondents

WITH

(924) WRIT PETITION NO. 16155 OF 2024

Ravikumar Eknath Shinde (Deceased), ... Petitioners
through legal heirs

Versus

The Govt. Of India & Ors. ... Respondents

WITH

(4) WRIT PETITION (ST) NO. 1979 OF 2024

Bhagvat Sadashiv Ghuge ... Petitioners

Versus

The State of Maharashtra & Ors. ... Respondents

WITH

(5) WRIT PETITION NO. 9511 OF 2024

Shri. Bhaskar Genu Karad ... Petitioners

Versus

The State of Maharashtra & Ors. ... Respondents

WITH

(6) WRIT PETITION NO. 9513 OF 2024

Hari Kisan Avhad ... Petitioners

Versus

The State of Maharashtra & Ors. ... Respondents

**WITH
(7) WRIT PETITION NO. 9533 OF 2024**

Shri Kisan Shankar Avhad & Ors. ... Petitioners

Versus

The State of Maharashtra & Ors. ... Respondents

**WITH
(8) WRIT PETITION NO. 9534 OF 2024**

Nivrutti Mhatarba Avhad & Ors. ... Petitioners

Versus

The State of Maharashtra & Ors. ... Respondents

**WITH
(9) WRIT PETITION NO. 9546 OF 2024**

Shri. Suresh Rambhau Patil & Ors. ... Petitioners

Versus

The State of Maharashtra & Ors. ... Respondents

**WITH
(10) WRIT PETITION NO. 10165 OF 2024**

Madhukar Namdeo Nagare (Since ... Petitioners
Deceased through L.R.S) & Ors.

Versus

The State of Maharashtra & Ors. ... Respondents

**WITH
(11) WRIT PETITION NO. 10171 2024**

Shri. Namdev Dagdu Kekan & Ors. ... Petitioners

Versus

The State of Maharashtra & Ors. ... Respondents

**WITH
(12) WRIT PETITION NO. 10173 OF 2024**

Ramdas Baburao Avhad & Ors. ... Petitioners

Versus

The State of Maharashtra & Ors. ... Respondents

**WITH
(13) WRIT PETITION NO. 11005 OF 2024**

Shri Ramdas Baburao Avhad & Ors. ... Petitioners

Versus

The State of Maharashtra & Ors. ... Respondents

**WITH
(14) WRIT PETITION NO. 11069 OF 2024**

Baburao Dagadu Avhad ... Petitioners

Versus

The State of Maharashtra & Ors. ... Respondents

**WITH
(15) WRIT PETITION NO. 11070 OF 2024**

Shri. Dada Baban Avhad & Ors. ... Petitioners

Versus

The State of Maharashtra & Ors. ... Respondents

Mr Pratik B. Rahade, for Petitioners in Sr. No.907.

Mr Vinit P. Ahuja (through VC) i/by Mr. Prakash J. Ahuja for
petitioners in all petitions.

Mr B. V. Samant, Addl. G.P. a/w Ms. M. S. Bane, AGP for the
State in Sr. Nos.905, 906, 909, 910, 911 & 912.

Mr B. V. Samant, Addl. G.P. a/w Mr. A. R. Deokar, AGP for the
State in Sr. Nos.913, 914, 915, 916 & 917.

Mr B. V. Samant, Addl. G.P a/w Mr. R. S. Pawar, AGP for the State in Sr. Nos.918, 919, 920, 921 & 922.

Mr Sachin S. Gite for the Petitioners in Sr. Nos.4 to 15.

Ms. Savina R. Crasto, AGP for the State in Sr. Nos.4 to 9.

Mr. R. S. Pawar, AGP for the State in Sr. Nos.10 to 15.

Ms Heena Shaikh i/by M.V. Kini & Co. for NHAI in all petitions.

**CORAM : M.S. Sonak &
Jitendra Jain, JJ.**

DATED : 17 APRIL 2025

PC:-

1. Heard learned counsel for the parties.
2. Rule in each of these petitions. The rule is made returnable immediately at the request and with the consent of the learned counsel for the parties.
3. Since common issue of law and facts arise in these petitions, learned counsel for the parties agreed that a common order can dispose of the petitions.
4. The petitioners, in effect, claim the benefits of the decision of the Hon'ble Supreme Court in ***Union of India vs. Tarsem Singh and Ors.***¹ Learned counsel for the parties agreed that the issue is covered by the decision in the case of ***Tarsem Singh and Ors. (supra)*** as modified by the order dated 30 July 2021 made in Miscellaneous Application Diary No.2572 of 2020 in Civil Appeal No.7086 of 2019.

¹ (2019) 9 SCC 304

5. Recently, the Hon'ble Supreme Court rejected even the review against the decision in *Tarsem Singh and Ors. (supra)* vide its order dated 4 February 2025 disposing of MCA No.1773 of 2021 in Civil Appeal No.7064 of 2019.

6. Therefore, the following decision in the case of *Tarsem Singh and Ors. (supra)* read with the other orders referred to above, we dispose of all these petitions by directing the respondents, including particularly, NHAI to compute and pay the petitioners solatium and interest in accordance with the principles and the directions issued in *Tarsem Singh and Ors. (supra)* within three months of uploading this order.

7. The respondents must comply without delay, and all benefits must be paid to the petitioners within three months of this order being uploaded.

8. The authorities must verify the petitioners' entitlement status and then pay statutory benefits. This is because Mr. Samant points out that some of the parties in whose favour the awards herein have been made, and who have received the initial compensation amount, might have expired, making it necessary for the claimant to establish the lineage of such a person.

9. In similar circumstances, by an order dated 8 April 2025. We adopt the reasoning in the said order for disposing of this batch of petitions.

10. The rule is accordingly made absolute in all these writ petitions under the above terms without any cost order. All concerned are to act on the authenticated copy of this order.

(Jitendra Jain, J)

(M.S. Sonak, J)