



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAO) NO. 108 OF 2025

IN

CROSS OBJECTION NO. 22 OF 2020

IN

FIRST APPEAL NO. 130 OF 2017

Sau. Sarla w/o Manohar Keshawar

Vs.

The Executive Engineer, Arunavati Canal Division, Tal. Digra, Dist. Yavatmal and Ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Mr. T.M. Zaheer, Advocate for applicant.

Mr. M.M. Agnihotri, Advocate for respondent No.1.

Ms. Hemlata S. Dhande, AGP for respondent/State.

Mr. P.P. Deshmukh, Advocate for respondent No.1 in
cross-objection.

CORAM : ROHIT W. JOSHI, J.

DATE : 03.02.2025.

The learned counsel appearing for appellant and the respondents jointly submit that the controversy in the present appeal stands squarely covered by the judgment dated 07.01.2025 passed by this Court in First Appeal No.132/2017. They submit that the present appeal can be disposed of by granting compensation at the same rate awarded by this Court in the said appeal.

2. Accepting the submission, the appeal stands disposed of by holding that respondent No.1 is entitled to receive compensation for the acquired land @ Rs.275 per sq. ft. The statutory benefit be calculated and paid as per enhancement granted.

3. In view of the aforesaid, the amount deposited by the appellant with this Court along with accrued interest be disbursed to the respondent No.1/claimant without making any deduction. The appellant is directed to deposit balance amount as per the present judgment within a period of six months from today.

4. Parties to bear their own costs.

(ROHIT W. JOSHI, J.)