IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

8 FIRST APPEAL NO. 776 OF 2018

Govind Sopan Lalekar
VERSUS
The State Of Maharashtra And Others
...
Mr. Navin Shah h/f Mr. S. V. Natu, Advocate for Appellant
Mr. K. B. Jadhavar, AGP for Respondent-State
Mr. A. V. Wadwale h/f Mr. A. M. Gaikwad, Advocate for Respondent no.3

AND

9 FIRST APPEAL NO. 1713 OF 2021

Mallapa Ramchandra Kune
VERSUS
The State Of Maharashtra And Ors
...
Mr. Navin Shah h/f Mr. S. V. Natu, Advocate for Appellant
Mr. S. N. Kendre, AGP for Respondent-State
Mr. S. P. Sonpawale, Advocate for Respondent no.3
.....

CORAM : AJIT B. KADETHANKAR, J.
DATED : 12TH OCTOBER, 2026

P.C. :-

. First Appeal no.776 of 2018 arises out of the judgment and award dated 18.08.2007 passed by learned Civil Judge Senior Division, Kandhar in Land Acquisition Reference No.188 of 2004 and First Appeal no.1713 of 2021 arises out of the judgment and award dated 13.09.2011 passed by learned Civil Judge Senior Division, Link Court at Mukhed in Land

Acquisition Reference No.222 of 2004. Both the appeals are filed by the original claimants seeking enhancement in the compensation granted by the Reference Court.

2. Learned Advocates for the respective parties fairly submit that the present First Appeals are covered by the order dated 03.08.2026 passed by this Court in bunch of First Appeals led by First Appeal No.3607 of 2017. It is submitted that this Court determined the rate of compensation at Rs.1,25,000/- per hectare for dry land. It is candidly agreed by the parties that the lands in present appeals and the cited matters are subject matter of same land acquisition proceeding.

3. It is not in dispute that the subject matter lands of both the appeals are dry lands. In view of this, the parties pray that the appeals could be disposed of holding the appellants entitled for compensation at Rs.1,25,000/- per hectare. In view of the above, I pass following order:

ORDER

a. First Appeals stand allowed.

b. Appellants are entitled for compensation at Rs.1,25,000/- per hectare. To that extent, award be modified.

c. The interest part shall be governed by the full bench judgment of this Court in the case of ***State of Maharashtra Vs. Kailash Shiva Rangari, 2016(3) Mh.L.J. 457.***

d. The respondent/Acquiring Body shall deposit the award amount in the executing Court within a period of six months from today with accrued interest thereon.

e. Upon such deposit, the appellants shall be entitled to withdraw the said amount without making separate application, however only on payment of deficit Court fees, if any.

f. First Appeals stand disposed of.

g. Civil Application if any, stands disposed of.

(AJIT B. KADETHANKAR, J.)

Rushikesh/2026