IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

930 X-OBJECTION NO. 528 OF 2026 IN FA/2626/2016

Bandu Shankar Devkatte And Others
VERSUS
The Executive Engineer, Latur Minor Irrigation Division, Latur And Another

AND
X-OBJECTION NO. 537 OF 2026 IN FA/2623/2016

Shivaji Vikram Devkatte
VERSUS
The Executive Engineer Latur Minor Irrigation Division, Latur And Another

AND
X-OBJECTION NO. 536 OF 2026 IN FA/2625/2016

Pandhari Haribhau Navtakke
VERSUS
The Executive Engineer Latur Minor Irrigation Division, Latur And Another

AND
X-OBJECTION NO. 535 OF 2026 IN FA/2628/2016

Kalpana Motiram Navtakke @ Kalpana Manchakrao Gangthade And Others
VERSUS
The Executive Engineer Latur Minor Irrigation Division, Latur And Another

AND
FIRST APPEAL NO. 2628 OF 2016

The Executive Engineer Latur Minor Irrigation Division, Latur And Another
VERSUS
Kalpana Motiram Navtakke And Others

AND
X-OBJECTION NO. 534 OF 2026 IN FA/2629/2016

Rajjak Maulasab Shaikh And Others
VERSUS
The Executive Engineer, Latur Minor Irrigation Division, Latur And Another

AND

FIRST APPEAL NO. 2616 OF 2016

The Executive Engineer, Latur Minor Irrigation Division, Latur And Another
VERSUS
Kacharu Manaji Devkate

AND
FIRST APPEAL NO. 2623 OF 2016

The Executive Engineer Latur Minor Irrigation Division, Latur And Another
VERSUS
Shivaji Vikram Nevkate

AND
FIRST APPEAL NO. 2622 OF 2016

The Executive Engineer, Latur Minor Irrigation Division, Latur And Another
VERSUS
Jamilabee Rasulsab Shaikh

AND
FIRST APPEAL NO. 2673 OF 2016

The Executive Engineer, Latur Minor Irrigation Division, Latur And Another
VERSUS
Ramrao Rangnath Devkate

AND
X-OBJECTION NO. 538 OF 2026 IN FA/2622/2016

Jamilabee Rasulsab Shaikh
VERSUS
The Executive Engineer, Latur Minor Irrigation Division, Latur And Another

AND
FIRST APPEAL NO. 2629 OF 2016

The Executive Engineer, Latur Minor Irrigation Division, Latur And Another
VERSUS
Rajjak Maulasab Shaikh And Another

AND
X-OBJECTION NO. 539 OF 2026 IN FA/2616/2016

Kacharu Manaji Devkatte

VERSUS
The Executive Engineer, Latur Minor Irrigation Division, Latur And Anr

AND
FIRST APPEAL NO. 2620 OF 2016

The Executive Engineer, Latur Minor Irrigation Division, Latur And Anr
VERSUS
Ramkisan Rajaram Devkate And Anr

AND
X-OBJECTION NO. 530 OF 2026 IN FA/2676/2016

Shankar Haribhau Navtakke
VERSUS
The Executive Engineer Latur Minor Irrigation Division, Latur And Another

AND
X-OBJECTION NO. 531 OF 2026 IN FA/2675/2016

Annasaheb Vikram Devkate
VERSUS
The Executive Engineer, Latur Minor Irrigation Division, Latur And Another

AND
X-OBJECTION NO. 532 OF 2026 IN FA/2674/2016

Lalita Madhav Devkatte And Others
VERSUS
The Executive Engineer, Latur Minor Irrigation Division, Latur And Another

AND
X-OBJECTION NO. 533 OF 2026 IN FA/2673/2016

Ramrao Rangnath Devkatte (Died) Through L.Rs. Laxmibai And Others
VERSUS
The Executive Engineer, Latur Minor Irrigation Division, Latur And Another

AND
FIRST APPEAL NO. 2625 OF 2016

The Executive Engineer Latur Minor Irrigation Division, Latur And Another
VERSUS
Pandhari Haribhau Navtakke

AND
FIRST APPEAL NO. 2627 OF 2016

The Executive Engineer Latur Minor Irrigation Division, Latur And Another
VERSUS
Balaji Masaji Jangapalle

AND
FIRST APPEAL NO. 2674 OF 2016

The Executive Engineer, Latur Minor Irrigation Division, Latur And Another
VERSUS
Lalita Madhav Devkate And Others

AND
FIRST APPEAL NO. 2675 OF 2016

The Executive Engineer, Latur Minor Irrigation Division, Latur And Another
VERSUS
Annasaheb Vikram Devkate

AND
FIRST APPEAL NO. 2626 OF 2016

The Executive Engineer, Latur Minor Irrigation Division, Latur And Another
VERSUS
Bandu Shankar Devkate And Others

AND
FIRST APPEAL NO. 2676 OF 2016

The Executive Engineer Latur Minor Irrigation Division, Latur And Another
VERSUS
Shankar Haribhau Navtakke

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Mr. H.B. Nandgawale, Advocate h/f Mr. V.G. Sakolkar, Advocate for Claimants
Mr. T.B. Bhosale, Advocate fro Acquiring Body
Mr. A.D. Wange, AGP for Respondent-State

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CORAM : SIDDHESHWAR S. THOMBRE, J.
DATE : 30 OCTOBER, 2026

PER COURT :

1. Heard the learned counsel for the respective parties.

2. By these appeals, the acquiring body and claimants take exception to the common impugned Judgment and Award dated 09.02.2011 passed by the learned Civil Judge, Senior Division, Ahmedpur, in Land Acquisition Reference Nos. 868/2008, 872/2008, 867/2008, 859/2008, 863/2008, 858/2008, 866/2008, 870/2008, 869/2008, 873/2008, 871/2008, 864/2008 and 860/2008, concerning lands situated at village Vilegaon, acquired for the Tambat-Sangvi Storage Tank Project.

3. Learned counsel appearing for the claimants submits that this Court has already decided appeals arising out of the same project. By order dated 15.07.2026 passed in First Appeal No. 2635 of 2010 and connected matters, this Court partly allowed the appeals filed by the claimants and modified the impugned Judgments and Awards by granting compensation at the rate of Rs.2,82,204/- per Acre for dry lands and Rs.4,23,306/- per Acre for seasonally irrigated lands. The said decision was subsequently followed by this Court in First Appeal No. 651 of 2016 and connected matters and X-Objection No.63 of 2023 and connected matters, by orders dated 16.07.2026 and 23.10.2026, wherein the appeals filed by the claimants and the acquiring body were partly allowed. Learned counsel appearing for the acquiring body and the learned AGP appearing for the appellant-State fairly concede the aforesaid position.

4. Having considered the submissions advanced by learned counsel for the claimants, and the concession fairly made by learned counsel for the acquiring body and the learned AGP appearing for the appellant-State, and in view of the fact that the issue involved in the present appeal and cross-objection is squarely covered by the aforesaid decisions of this Court, I see no reason to take a different view. The present appeals as well as cross objections, therefore, deserves to be partly allowed in terms of the aforesaid orders. Hence, the following order:

ORDER

(i) The First Appeals filed by the acquiring body and the State, as well as the Cross-Objections filed by the claimants, are partly allowed.

(ii) The common impugned Judgment and Award dated 09.02.2011 passed by the learned Civil Judge, Senior Division, Ahmedpur, in Land Acquisition Reference Nos. 868/2008, 872/2008, 867/2008, 859/2008, 863/2008, 858/2008, 866/2008, 870/2008, 869/2008, 873/2008, 871/2008, 864/2008 and 860/2008 is modified.

(iii) The claimants are entitled to receive compensation at the rate of Rs.2,82,204/- per Acre for the acquired dry lands and Rs.4,23,306/- per Acre for the acquired seasonally irrigated lands, in accordance with the categorization made by the learned Reference Court.

(iv) The claimants shall be entitled to consequential statutory benefits on the enhanced compensation in accordance with the provisions of the Land Acquisition Act, 1894.

(v) Interest under Sections 28 and 34 of the Act shall be payable strictly in accordance with the law laid down by the Full Bench of this Court in *State of Maharashtra v. Kailash Shiva Rangari, 2016 (3) Mh.L.J. 457*.

(vi) The amount of compensation already paid to the claimants shall be duly adjusted.

(vii) The claimants shall pay the deficit court fee, if any, on the enhanced compensation.

(viii) The claimants shall not be entitled to statutory benefits or interest for any period of delay, if any, in accordance with law.

(ix) Save and except to the extent of the aforesaid modification, the impugned Judgment and Award shall remain unaltered.

(x) The modified Awards shall be drawn accordingly.

(xi) Pending Civil Applications, if any, stand disposed of.

[SIDDHESHWAR S. THOMBRE]
JUDGE

S P Rane