IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

901 FIRST APPEAL NO. 58 OF 2014

Tukaram Yadavrao Patil
VERSUS
The State Of Maharashtra And Others

WITH
FIRST APPEAL NO. 57 OF 2014

Subhadrabai Govindrao Patil
VERSUS
The State Of Maharashtra And Others

WITH
CIVIL APPLICATION NO. 12921 OF 2026 IN FA/57/2014

Subhadrabai Govindrao Patil (Died) Through L.Rs. Shrirang And Others
VERSUS
The State Of Maharashtra Through Dist Collector, Nanded And Others

WITH
FIRST APPEAL NO. 61 OF 2014

Madhavrao Shamrao Patil
VERSUS
The State Of Maharashtra And Others

WITH
CIVIL APPLICATION NO. 12919 OF 2026 IN FA/61/2014

Madhavrao Shamrao Patil (Died) Through L.Rs. Balaji And Others
VERSUS
The State Of Maharashtra, Through Dist Collector Nanded And Others

FIRST APPEAL NO.60 OF 2014

Nagorao Shamrao Patil And Others
VERSUS
The State of Maharashtra and Others

WITH

CIVIL APPLICATION NO. 12920 OF 2026 IN FA/60/2014

Nagorao Shamrao Patil (Died)
Through L.Rs.Gangabai (Died) Through L.Rs.Bapurao And Another
VERSUS
The State Of Maharashtra, Through District Collector, Nanded And Others

WITH
FIRST APPEAL NO.49 OF 2014

Dnyanoba Yadavrao Patil
VERSUS
The State of Maharashtra and Others

WITH
FIRST APPEAL NO.56 OF 2014

Balaji Madhavrao Patil
VERSUS
The State of Maharashtra and Others

WITH
FIRST APPEAL NO.62 OF 2014

Yadavrao S/o Shamrao Patil (Died)
Through his L.Rs. Ujjwala Nanasaheb Patil
VERSUS
The State of Maharashtra and Others

WITH
FIRST APPEAL NO.63 OF 2014

Vitthalra Yadavrao Patil
VERSUS
The State of Maharashtra and Others

WITH
FIRST APPEAL NO.64 OF 2014

Keshav Bajirao Patil
VERSUS
The State of Maharashtra and Others

WITH

CIVIL APPLICATION NO. 12920 OF 2026 IN FA/60/2014

Keshav Bajirao Patil (Died)
Through L.Rs. Ratnabai (Died) Through L.Rs. Matuti And Others
VERSUS
The State Of Maharashtra, Through District Collector, Nanded And Others

WITH
FIRST APPEAL NO.65 OF 2014

Namdeorao Yashwantrao Patil
VERSUS
The State of Maharashtra and Others

WITH
CIVIL APPLICATION NO. 12990 OF 2026 IN FA/60/2014

Namdeorao Yashwantrao Patil (Died)
Through L.Rs. Balaji And Another
VERSUS
The State Of Maharashtra, Through District Collector, Nanded And Others

WITH
FIRST APPEAL NO.66 OF 2014

Vaijnath Madhavrao Patil
VERSUS
The State of Maharashtra and Others

WITH
FIRST APPEAL NO.53 OF 2014

Chandrakala Govindrao Patil
VERSUS
The State of Maharashtra and Others

WITH
FIRST APPEAL NO.54 OF 2014

Digambar Shamrao Patil
VERSUS
The State of Maharashtra and Others

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Mr. S.M. Kakde, Advocate for the Appellants-Claimants
Mr. S.S. Dande, AGP for Respondent-State
Mr. B.R.Surwase, Advocate for Acquiring Body

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

PER COURT :

1. First Appeal Nos.53 and 54 of 2014 are not on board. Upon mentioning, they are taken on board.

ORDER IN CIVIL APPLICATIONS:

2. The present Civil Applications are filed for bringing the legal heirs of the deceased appellants on record, by condoning the delay caused in filing the respective Civil Applications and setting aside the abatement, if any.

3. Considering the averments made in the respective applications, the same are allowed in terms of prayer clauses (A) to (C) thereof. Amendment to be carried out accordingly.

ORDER IN FIRST APPEALS:

4. By these appeals, the appellant-acquiring body challenges the common impugned Judgments and Awards dated 07.02.2013, 14.02.2013 and 15.02.2013 passed by the learned Reference Court at Mukhed in Land Acquisition Reference Nos.244 of 2007, 245 of 2007, 248 of 2007, 249 of

2007, 257 of 2007, 262 of 2007, 253 of 2007, 254 of 2007, 255 of 2007, 256 of 2007, 261 of 2007, 265 of 2007 and 267 of 2007, arising out of the acquisition of lands belonging to the respective claimants, situated at village Bharatpur, Taluka Mukhed, District Nanded, for the purpose of the Lendi Project at Bharatpur.

5. Learned counsel for both the sides submit that this Court has already decided the appeals filed by the acquiring body as well as the claimants in respect of the lands acquired from the same village for the same project, though under different notifications, by order dated 09.10.2026 passed in First Appeal No.5204 of 2017 and connected matters. By the said order, the appeals filed by the acquiring body as well as those filed by the claimants were partly allowed and the compensation awarded in favour of the claimants was enhanced.

6. Having considered the submissions advanced by the learned counsel for the respective parties, and in view of the fact that the controversy involved in the present appeals is identical to the one decided by this Court in the aforesaid matter, there is no reason to take a different view. The present appeals and cross-objections, therefore, deserve to be disposed of in terms of the said order. Hence, the following order:

ORDER

(i) The First Appeals are partly allowed.

(ii) The claimants are entitled to compensation at the rate of Rs.1,361/- for potkharab land, Rs.2,723/- for dry land, Rs.4,084/- for seasonally irrigated land and Rs.5,446/- for irrigated land, as per the categorization of the lands determined by the learned Reference Court.

(iii) The claimants are entitled to all statutory benefits and interest in accordance with the Full Bench judgment of this Court in the case o*f State of Maharashtra Vs. Kailash Shiva Rangari, reported in 2016 (3) Mh.L.J. 457*.

(iv) Save and except the modification in the compensation as stated above, the impugned Judgments and Awards remain unaltered.

(v) Modified awards be drawn accordingly.

(vi) The claimants shall pay the deficit Court fees, if any.

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

[SIDDHESHWAR S. THOMBRE]
JUDGE

S P Rane