



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**BENCH AT AURANGABAD**

**6 FIRST APPEAL NO. 286 OF 2026**

KAILAS KISANRAO KHAVNE

**VERSUS**

THE STATE OF MAHARASHTRA THROUGH COLLECTOR, JALNA AND ORS

...

Advocate for Appellant : Mr. Kakde S.M.

AGP for Respondent nos 1 & 2 : Mr. G. O. Wattamwar

...

**7 FIRST APPEAL NO. 287 OF 2026**

URMILABAI KAILASRAV KHAVNE

**VERSUS**

THE STATE OF MAHARASHTRA THROUGH COLLECTOR, JALNA AND ORS

...

Advocate for Appellant : Mr. Kakde S.M.

AGP for Respondent nos 1 & 2 : Mr. N. R. Dayma

...

**8 FIRST APPEAL NO. 288 OF 2026**

SUKHDEV LAKSHMAN KHAVNE

**VERSUS**

THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR JALNA AND  
ORS.

...

Advocate for Appellant : Mr. Kakde S.M.

AGP for Respondent nos 1 & 2 : Mr. S. V Hange

...

**9 FIRST APPEAL NO. 290 OF 2026**

SUBHASH VITTHALRAO KHAVNE

**VERSUS**

THE STATE OF MAHARASHTRA THROUGH COLLECTOR, JALNA AND ORS

...

Advocate for Appellant : Mr. Kakde S.M.

AGP for Respondent nos 1 & 2 : Mrs. P. V. Diggikar

...

**10 FIRST APPEAL NO. 291 OF 2026**

VISHNU LAKSHMAN KHAVNE

VERSUS

THE STATE OF MAHARASHTRA THROUGH COLLECTOR, JALNA AND ORS

...

Advocate for Appellant : Mr. Kakde S.M.  
AGP for Respondent nos 1 & 2 : Mr. C. V. Bhadane

...

**11 FIRST APPEAL NO. 292 OF 2026**

KHUSHAL KISANRAO KHAVNE

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR JALNA AND  
ORS.

...

Advocate for Appellant : Mr. Kakde S.M.  
AGP for Respondent nos 1 & 2 : Mr. G. O. Wattamwar

...

**12 FIRST APPEAL NO. 293 OF 2026**

UTTAM KISANRAO KHANWANE

VERSUS

THE STATE OF MAHARASHTRA THROUGH COLLECTOR, JALNA AND ORS

...

Advocate for Appellant : Mr. Kakde S.M.  
Addl.GP for Respondent nos 1 & 2 : Mr. A. R. Kale

...

**13 FIRST APPEAL NO. 304 OF 2026**

BABASAHEB LAKSHAMAN KHAVNE

VERSUS

THE STATE OF MAHARASHTRA THROUGH COLLECTOR, JALNA AND ORS

...

Advocate for Appellant : Mr. Kakde S.M.  
AGP for Respondent nos 1 & 2 : Mr. N R. Dayma

...

**14 FIRST APPEAL NO. 305 OF 2026**

VITTHAL RAMRAV KHAVNE  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH COLLECTOR, JALNA AND ORS

...  
Advocate for Appellant : Mr. Kakde S.M.  
AGP for Respondent nos 1 & 2 : Mrs. P.V. Diggikar

...  
**15 FIRST APPEAL NO. 306 OF 2026**

BHANUDAS S/O VITTHAL KHAVNE  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR, JALNA AND  
ORS

...  
Advocate for Appellant : Mr. Kakde S.M.  
AGP for Respondent nos 1 & 2 : Mr. C. V. Bhadane

...  
**16 FIRST APPEAL NO. 307 OF 2026**

BALASAHEB LAKSHMAN KHAVNE  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR JALNA AND  
ORS.

...  
Advocate for Appellant : Mr. Kakde S.M.  
AGP for Respondent nos 1 & 2 : Mr. G. O. Wattamwar

...  
**CORAM : SHAILESH P. BRAHME, J.**  
**DATE : 26.03.2026**

**PER COURT :-**

- . Heard both sides.
2. These appeals can be decided by common judgment and order because the issue involved is already settled and covered by decision rendered in First

Appeal No. 3292/2025 on 27.02.2026.

3. The appellants are challenging the judgment and award passed by the Reference Court in the respective reference applications. Their lands were acquired for percolation tank No. 17 which were from village Devgaon Khavne Tq Mantha, Dit. Jalna vide notification under Section 4 of the L.A. Act on 25.04.2012. The Spl. L.A.O. had offered rate of Rs. 2000/- per Are for dry land. The Reference Court enhanced the rate to Rs. 4800/- per Are for dry land and Rs. 7200/- per Are for semi irrigated land. They are claiming enhancement to the tune of Rs. 7212/- per Are for for dry land and Rs. 10818/- per Are for semi-irrigated land, relying upon consistent view being taken by this Court.

5. Following are the material particular of the appeal :

| FA No.   | LAR No. | Gut No. | Total Acquired area | Notification u/s.4 | Award u/s. 11 date | SLAO rate as per award | Ld. Reference Court enhanced rate per R | Type of land Ld. Reference Court awarded |                |           |            |
|----------|---------|---------|---------------------|--------------------|--------------------|------------------------|-----------------------------------------|------------------------------------------|----------------|-----------|------------|
|          |         |         |                     |                    |                    |                        |                                         | Jirayat                                  | Semi irrigated | Irrigated | Pot kharab |
| 286/2026 | 52/2014 | 619     | 40-R                | 25.04.2012         | 06.02.2013         | Rs.2000/-              | Rs.4800/-                               | 40-R                                     |                |           |            |
| 287/2026 | 47/2014 | 619     | 50-R                | 25.04.2012         | 06.02.2013         | Rs.2000/-              | Rs./4800/-                              | 50-R                                     |                |           |            |
| 288/2026 | 95/2014 | 620     | 40-R                | 25.04.2012         | 06.02.2013         | Rs.2000/-              | Rs.4800/-                               | 40-R                                     |                |           |            |
| 290/2026 | 54/2014 | 616     | 10-R                | 25.04.2012         | 06.02.2013         | Rs.2000/-              | Rs.4800/-                               | 10-R                                     |                |           |            |
| 291/2026 | 74/2014 | 620     | 30-R                | 25.04.2012         | 06.02.2013         | Rs.2000/-              | Rs.7200/-                               |                                          | 0H 30R         |           |            |
| 292/2026 | 81/2024 | 619     | 81-R                | 25.04.2012         | 06.02.2013         | Rs.2000/-              | Rs.4800/-                               | 81-R                                     |                |           |            |
| 293/2026 | 82/2014 | 619     | 40-R                | 25.04.2012         | 06.02.2013         | Rs.2000/-              | Rs.4800/-                               | 40-R                                     |                |           |            |
| 304/2026 | 50/2014 | 620     | 30-R                | 25.04.2012         | 06.02.2013         | Rs.2000/-              | Rs.4800/-                               | 30-R                                     |                |           |            |
| 305/2026 | 49/2014 | 616     | 10-R                | 25.04.2012         | 06.02.2013         | Rs.2000/-              | Rs.7200/-                               |                                          | 0-H 10R        |           |            |
| 306/2026 | 80/2014 | 616     | 10-R                | 25.04.2012         | 06.02.2013         | Rs.2000/-              | Rs.4800/-                               | 0H 10R                                   |                |           |            |
| 307/2026 | 53/2014 | 620     | 40-R                | 25.04.2012         | 06.02.2013         | Rs.2000/-              | Rs.4800/-                               | 40-R                                     |                |           |            |

4. The learned A.G.P opposes the submissions. It is submitted that ground of parity has not made out. The Reference Court has granted reasonable enhancement and the appeals are liable to be dismissed.

5. The classification of the lands is not in dispute. The lands from village Devgaon Khavne have been acquired. Previously also this Court had occasion to deal with the acquisitions of the lands from the self-same village. In First Appeal No. 3292/2025 with connected matters, this Court awarded rate of Rs. 5960/- per Are for dry land, as the notification in that case was issued on 26.01.2010. In the present case the notification is issued on 25.04.2012.

6. I find that present appeals are squarely covered by the consistent view being taken by this Court. The rate fixed by this Court in First Appeal No. 3292/2025 can be made applicable subject to additional benefit of escalation with cumulative effect. The applicants are entitled to have escalation for two years at the rate of Rs. 10% per annum. Considering the escalation, the rate works out to Rs. 7212/- per Are for dry land and Rs. 10818/- per Are for semi irrigated land. I, therefore, pass following order.

### **ORDER**

- a. First Appeals are allowed partly.
- b. The appellants shall be entitled to receive rate of Rs.7212/- per Are for dry land and Rs. 10818/- per are for semi-irrigated land.
- c. The appellants shall not be entitled to the interest and statutory benefits for the delayed period.

- d. The appellants shall be entitled to the interest under Section 28 and 34 of the Land Acquisition Act, 1894 as per full bench judgment of State of Maharashtra Vs. Kailash Shiva Rangari [2016 AIR (Bom.)141].
- e. Save and except above modification, the impugned judgment and award shall stand unaltered.
- f. Record and Proceeding be sent back to the Reference Court.
- g. The appellants shall pay deficit court fees.
- h. Award be drawn accordingly.

( SHAILESH P. BRAHME, J. )