



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

67 CIVIL APPLICATION NO. 7856 OF 2025
IN FA/1903/2023

PANDURANG KONDIBA ALIYAS KONDIBHAU SANAP THROUGH GPA
HOLDER LALITKUMAR SUDHAKAR DHAS AND ANR

VERSUS

THE STATE OF MAHARASHTRA THROUGH COLLECTOR AND ORS

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Mr. S. S. Jadhavar h/f. Mr. Vinod Narayan Rathod, Advocate for Applicants
Mr. S. N. Morampalle, AGP for Acquiring body

...

CORAM : SHAILESH P. BRAHME, J.

DATE : 05.01.2026

PER COURT :-

. This appeal has been preferred by the acquiring body against the
impugned judgment and award passed in L.A.R.No.108 of 2020.

2. It has been pointed out by learned counsel for the claimants that
filing of the appeal is against the policies because the enhancement granted by
the Reference Court is within four times. My attention is adverted to
paragraph 4 and 5 of affidavit in reply preferred by the State Government.

3. Learned AGP fairly concedes that the appeal should not have been
filed because the enhancement for fruit bearing trees was within four times.
Present case is squarely covered by Government Resolution dated 03.11.2016,
23.02.2017, 13.08.2018 and 22.02.2024.

4. By way of impugned judgment and award, no enhancement has been granted to the land. The enhancement granted to the fruit bearing trees is within four times. In that view of the matter, there is no reason to entertain the First Appeal.

ORDER

- a. First Appeal is dismissed.
- b. The amount which is deposited by the appellants which remained to be disbursed shall be disbursed to the claimants proportionately with accrued interest.
- c. Civil Application is disposed of.

(SHAILESH P. BRAHME, J.)