



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

52 CIVIL APPLICATION NO. 2813 OF 2026
IN FAST/5010/2026
WITH
CIVIL APPLICATION NO. 2814 OF 2026
IN FAST/5010/2026

THE EXECUTIVE ENGINEER, MEDIUM PROJECT DIVISION, LATUR
VERSUS
SUBHASH GURPADAPPA HARNALE AND ORS.

...
Advocate for Applicant : Mr. Mukul Shriram Kulkarni
AGP for Respondent/State : Mr. S.N. Morampalle
Advocate for Respondent/Claimant : Mr. S.J. Sonkawade

...
53 CIVIL APPLICATION NO. 2847 OF 2026
IN FAST/7142/2026
WITH
CIVIL APPLICATION NO. 2849 OF 2026
IN FAST/7138/2026
WITH
CIVIL APPLICATION NO. 2850 OF 2026
IN FAST/7138/2026
WITH
CIVIL APPLICATION NO. 2848 OF 2026
IN FAST/7142/2026
WITH
CIVIL APPLICATION NO. 2845 OF 2026
IN FAST/7147/2026
WITH
CIVIL APPLICATION NO. 2842 OF 2026
IN FAST/7151/2026
WITH
CIVIL APPLICATION NO. 2846 OF 2026
IN FAST/7147/2026
WITH
CIVIL APPLICATION NO. 2843 OF 2026
IN FAST/7151/2026

THE EXECUTIVE ENGINEER, MINOR IRRIGATION LOCAL SECTOR,
LATUR AND ANOTHER

VERSUS
**SHIVRAJAPPA GADAGEAPPA MANKARI (DIED) GODAVARI SHIVRAJ
MANKARI AND OTHERS**

...
Advocate for Applicant : Mr. Suvarna Milind Zaware
Advocate for Respondent/Claimants : Mr. S.J. Sonkawade

...
CORAM : SHAILESH P. BRAHME, J.

DATE : 09.03.2026

PER COURT :

Issue notice to the respondents. Learned A.G.P. waives service for the respondent/State. Learned counsel Mr. Sonkawade waives service for respondents/Claimants.

2. The applicants seek to condone delay of 1165 days (in Civil Application No. 2813/2026) and 213 days (in CA No. 2847/2026) in preferring appeals. There is no serious dispute as to the averments of the applications.

3. The condonation of delay has a bearing over the public exchequer. No *mala fides* can be inferred on the part of the applicant.

4. The delay stands condoned.

5. It is submitted by the applicants that the enhancement is more than 40 times.

6. The claim is contested by the counsel appearing for the claimants. It is submitted that there are judgments passed by the Reference Court as well as High Court in similarly situated matters, in which the rate more than the rate granted by the reference Court has already been confirmed.

7. Considering the rival submissions of the parties ends of justice would

be met in directing the Acquiring Body to deposit 60% of the amount of compensation with accrued interest.

8. There shall be ad interim stay to the operation and execution of the impugned judgment and award on condition that the applicant-Acquiring body shall deposit 60% of the amount of compensation with accrued interest within a period of 10 weeks from today.

9. Present matter shall be heard along with matter at Sr. No. 90 (FA 2688/2025 and connected matters) on 08.04.2026

(SHAILESH P. BRAHME, J.)

mkd/-