

Arbitration Case No.101/2025, Arbitration Case No.102/2025
Arbitration Case No.103/2025, Arbitration Case No.104/2025
Arbitration Case No.105/2025

Common Order below Exh.5

Ld. Adv. for NHAI informs that execution petitions are pending before CJSD, Aurangabad and attachment warrants have been issued. He submits that original award is challenged in the present applications and prays that the execution proceedings may be stayed.

2. Respondents no.1 has filed his say and opposed the applications.

3. After hearing both sides, I find that in similar cases, NHAI has filed undertaking to deposit 50% of compensation amount. No such undertaking is filed in these cases.

4. It is relevant to note that in many cases in which undertaking given by NHAI, 50% of enhanced amount was deposited. When those cases were decided and NHAI went before Hon'ble High Court, Hon'ble High Court has permitted the land owners to withdraw the said amount by giving undertaking that in case adverse order is passed, they will refund the same.

5. Considering the similar situation in the present cases, I find that the execution proceedings can be stayed only if NHAI shows bona fide by depositing 50% of enhanced amount in all

these cases with interest in this Court within 4 weeks from today. If the amount is deposited as directed, the execution proceedings shall be stayed. The applications Exh.5 are disposed of.

Date: 21-7-2026

(G. R. Agrawal)
Principal District Judge,
Aurangabad.