

**ORDER BELOW EXH. NO.31 IN L.A.R. NO.134/2019**  
**(State Vs. Vyankuram and others.)**  
**CNRNO.MHLA170020352023**

Respondents have filed this application submitting that, the Honourable High Court Bombay, Bench at Aurangabad has passed order in Writ Petition No. 4245/2019 on 02/04/2019 giving directions to deposit the compensation amount of acquired land in Gat No. 34-B situated at Budodha, Tq. Ausa, in the competent Civil Court as per provisions under Section 3(H)(4) of the National Highway Act, 1956. The said order was passed directing Sub-Divisional Officer Ausa-Renapur (Competent Authority of Land Acquisition National Highway- 361) to deposit the compensation amount. However, Sub-Divisional Officer Ausa-Renapur willfully and purposefully disobeyed the order of the Honourable High Court.

In view of order passed by this Court below Exh. 26 on 28/11/2025 Sub-Divisional Officer Ausa-Renapur is directed to deposit the compensation amount in the Court, still Sub-Divisional Officer Ausa-Renapur failed to follow the order. Sub-Divisional Officer Ausa-Renapur has purposefully not followed the order of Honourable High Court and thereby failed to perform his statutory duties which is against Rule of Law. This act of Sub-Divisional Officer Ausa-Renapur causing delay to deposit compensation amount in the Court is not protected by the institutional immunity. Therefore, Sub-Divisional Officer Ausa-Renapur is personally liable to deposit the compensation amount. Sub-Divisional Officer Ausa-Renapur by taking disadvantage of his post has tried to make

the order of the Court ineffective which is not permissible according to the Law. The Land Acquisition Reference cannot be proceeded as the compensation amount is not deposited in the Court.

Therefore, this Court has inherent powers under Section 151 of the Code of Civil Procedure to fix the liability upon Sub-Divisional Officer AUSA-Renapur. It is prayed by plaintiffs that, Sub-Divisional Officer AUSA-Renapur be held personally accountable and he be directed to deposit compensation amount in view of order passed below Exh. 26 dated 28/11/2025 within specific time period exemplary costs be imposed on Sub-Divisional Officer AUSA-Renapur. Hence, plaintiffs prayed to allow their application.

2. Sub-Divisional Officer AUSA-Renapur failed to file his say till 02/03/2026. Hence, No say order is passed against him.

3. Heard learned counsel for respondent No.1. Perused the record. It is clear from the order passed by Honourable Bombay High Court, Bench at Aurangabad in Writ Petition No. 4245/2019 on 02/04/2019 that, Sub-Divisional Officer AUSA-Renapur being State Authority is directed to deposit the compensation amount of the acquired land in Gat No.34-B situated at Budodha, Tq. AUSA in the competent Civil Court. Sub-Divisional Officer AUSA-Renapur is also directed to deposit the compensation amount in this Court in view of order passed below Exh.26. However, Sub-Divisional Officer AUSA-Renapur has not deposited the said

compensation amount in the Court till today. Therefore, Sub-Divisional Officer AUSA-Renapur is liable to deposit the compensation amount in this Court. Hence, I pass following order:-

**ORDER**

1. The application is allowed.
2. Sub-Divisional Officer AUSA-Renapur (Competent Authority of Land Acquisition National Highway-361) is directed to deposit the compensation amount in this Court within 10 days from this order.
3. Issue letter to Sub-Divisional Officer AUSA-Renapur (Competent Authority of Land Acquisition National Highway- 361).

Date : 07.03.2026.  
Place : AUSA.

( P. I. Mokashi )  
Civil Judge Senior Division,  
AUSA.