

**Order below Exh.1 in Regular Darkhast No.9 OF 2024**

*(CNR NO. MHST-01-000341-2024)*

*(Old Regular Darkhast no.138/2018)*

**(Smt. Phulabai Lalasaheb Jagtap Vs. Central Railway & Others)**

The Judgment Debtor no. 1 (In short, 'J.D.no.1') Central Railway Authority has been duly served with the notice Exh.7 as per report dtd. 19.07.2018 but failed to appear in this proceeding. The Judgment Debtor no. 2 (In short, 'J.D.no.2') submitted reply Exh. 11 that actually only an amount of Rs.2,78,321/- is due but the Decree Holder (In short, 'D.H.') wrongly claimed an amount of rs.3,76,778/-. The calculation given by the D.H. wrong and misleading. Therefore, the J.D.no. 2 prayed to discharge it from the proceeding.

**02.** The award in L.A.R. no. 6/2008 is not set aside. The D.H. has given calculation in the application and it appears to be correct as per award dtd. 03.03.2017. I do not find the calculation wrong. Therefore, submission in the reply of the J.D. is not acceptable.

**03.** The landed property of D.H. has been acquired by the J.D. no. 2 for the J.D.no. 1. In the award both the J.D. no. 1 and 2 are held liable to pay the compensation jointly or severally and lastly they both are directed to pay the compensation along with interest to the claimant. Both the J.D. have not paid the compensation till

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today. Therefore, it is necessary to issue a recovery warrant against them. Hence, order.

**ORDER**

Issue recovery warrant /Jangam warrant of the awarded amount Rs.3,76,778.48 Ps. along with interest at the rate of 15% per annum till today and also the future interest till its realization.

**Phaltan**  
**Date : 04.04.2025**

**( Pravin V. Chatur)**  
**District Judge-1, Phaltan.**