

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 1044 OF 2006

The State Of Maharashtra And Anr. ...Appellants

Versus

Bahiru Mahadu Dhande And Anr. ...Respondents

Mr. A.R. Patil, AGP *for the State.*

CORAM : SOMASEKHAR SUNDARESAN, J.

DATE : May 4, 2026

ORDER :

1. Learned Addl. GP is willing to submit to orders of this Court considering the meagre size of the amounts involved in this Appeal. First Appeal No.1044 of 2006 relates to Land Acquisition Reference No.81/1997 in connection with the Mokane Dam project. The date of Section 4 notification is dated April 16, 1992 and the original award is passed on February 14, 1995.

2. The amount originally awarded by the special land acquisition officer is a sum of Rs.1,79,482/- while the amount awarded by 3rd Addl. District District Judge, Nashik, the jurisdictional reference court by the impugned judgement dated April 30, 2005 is a sum of Rs.4,53,220/-.

3. Evidently, the enhancement is of an order less than four times the original compensation, therefore, the Learned Addl. GP submits that this is a matter squarely covered by the Government Resolutions dated November 3, 2016, May 11, 2018 and August 13, 2018.

4. In these circumstances, the Learned Addl. GP submits that it would only be appropriate that this First Appeal filed by the State be withdrawn, and Court fees be refunded accordance with the rules.

5. The captioned Appeal is *disposed of* as withdrawn with refund of Court fees as prayed.

6. In these circumstances, the Appeal is *finally disposed of*. Any Civil Applications therein are also hereby *finally disposed of*.

7. All actions required to be taken pursuant to this order shall be taken upon receipt of a downloaded copy as available on this Court's website.

[SOMASEKHAR SUNDARESAN, J.]