



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

932 CIVIL APPLICATION NO. 4986 OF 2026
IN FAST/33077/2025

VENKAT RAMCHANDRA PAWAR

VERSUS

THE STATE OF MAHARASHTRA THROUGH COLLECTOR
LATUR

WITH CIVIL APPLICATION NO. 12145 OF 2025 IN
FAST/33077/2025 WITH CIVIL APPLICATION NO. 12146 OF
2025 IN FAST/33077/2025

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Advocate for Applicant : Mr. H. B. Nandgawale h/f Mr.
Sakolkar Vijay G.

AGP for Respondent/s-State : Mr. C. V. Bhadane.

Advocate for Respondent No.3 : Mr. A. S. Shelke.

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CORAM : SHAILESH P. BRAHME, J.

DATE : 05.05.2026

PER COURT :-

1. Heard both sides.
2. Applicant seeks to withdraw amount of Rs.1,76,69,893/-.
3. Application is contested by learned counsel for the acquiring body. It is submitted that enhancement is exorbitant and the rate is fixed by the Court without deducting anything which is *ex-facie* arbitrary. It is further contended that Board is

not bound by the Government Resolution regarding enhancement for four times.

4. Learned counsel for the respondent would point out that the appeal should have not been filed because the Board is instrumentality of the State and would be governed by the policies.

5. The contentious issues are raised by the parties. Ends of the justice would be met in permitting the applicant to receive 80% with accrued interest on furnishing undertaking.

6. Civil application is allowed partly permitting the applicant to receive 80% of the amount on furnishing undertaking to the satisfaction of the Registrar (Judicial) of this Court.

Civil Application for Delay

7. Applicant seeks to condone delay of 822 days in preferring appeal.

8. For the reasons stated in the application, delay stands condoned.

9. Civil application is allowed.

Civil Application for Stay

10. As the acquiring body has deposited the amount in pursuance of the orders passed by this Court, ad-interim relief shall stand confirmed.

11. Civil application is disposed of.

(SHAILESH P. BRAHME, J.)

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vmk/-