



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

906 WRIT PETITION NO. 80 OF 2026

DIGAMBAR VISHWANATH DEVKATE AND OTHERS
VERSUS
THE UNION OF INDIA THROUGH THE MINISTRY OF TRANSPORT AND
OTHERS

...

Mr. R.N. Kolekar, Advocate for petitioner
Mr. R.S. Sarvadnya, Senior Panel Counsel for respondent Nos.1 and 7
Mr. A.M. Phule, AGP for respondent Nos.3 to 5, 8 and 9

...

WITH
CIVIL APPLICATION NO.4147 OF 2026 IN WP/80/2026

...

CORAM : SMT. VIBHA KANKANWADI &
AJIT B. KADETHANKAR, JJ.

DATE : 07th MAY, 2026

ORDER :

. After we have passed the order on 12.02.2026, it appears that the petitioners had made application to D.I.L.R., Beed on 18.02.2026 for the measurement and according to the applicants/petitioners, as stated in Civil Application No.4147 of 2026 D.I.L.R. refused to accept the said application and, therefore, copy of same was given by RPAD. Now, by way of the said application the applicants are praying that respondent No.9 should be

directed to measure the land.

2 We, therefore, issue notice in respect of civil application, especially to respondent No.9. Learned AGP waives notice for said authority.

3 The affidavit-in-reply on behalf of respondent No.7 states that the said authority has not received any proposal regarding acquisition of land of petitioners for National Highway No.361/F and, therefore, learned Advocate for respondent No.7 submits that there is no question of payment of compensation. Definitely, the affidavit-in-reply of other authorities would then be necessary. We, therefore, call upon the petitioners firstly to add Executive Engineer, National Highway Authority and, therefore, we issue notice to respondent No.2, as the notice of respondent Nos.3 to 5, 8 and 9 was waived by learned GP and learned Senior Panel Counsel had waived notice for respondent Nos.1 and 7. The notice of respondent No.2 is made returnable on **12.06.2026**.

4 In the meantime, there shall be affidavit on behalf of respondent No.9, which should also include the contentions in respect of Civil Application No.4147 of 2026.

(AJIT B. KADETHANKAR, J.)
agd

(SMT. VIBHA KANKANWADI, J.)