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**IN THE HIGH COURT OF BOMBAY AT GOA
GOA STATE LEGAL SERVICES AUTHORITY**

NATIONAL LOK ADALAT

Sitting:- 25th September, 2021

Panel – 1: SHRI JUSTICE R. M. S. KHANDEPARKAR,
(FORMER JUDGE OF HIGH COURT OF
BOMBAY AT GOA) PRESIDING OFFICER &

SHRI SURENDRA DESSAI,
(SENIOR ADVOCATE) MEMBER &

SHRI KAIF NOORANI,
(ADVOCATE) MEMBER

FIRST APPEAL NO.122 OF 2012

THE EXECUTIVE
ENGINEER WD. III, (PHE-N)
PWD, AND ANR. ... Appellants.
VS
EGIDIO BRAGANZA ... Respondent.

Ms. Neha Kholkar, Advocate *for the Appellants*.

Mr. P. Sawant, Advocate *for the Respondent*.

**WITH
CROSS OBJECTION NO.1 OF 2013
IN
FIRST APPEAL NO.122 OF 2012**

EDIGIO BRAGANZA ... Cross Objectitioner.
VS
THE EXECUTIVE ENGINEER
WD. III, (PHE-N) PWD. ... Respondent.

Mr. P. Sawant, Advocate *for Cross Objectitioner No.1.*

Ms. Neha Kholkar, Advocate *for the Respondent.*

WITH
FIRST APPEAL NO.75 OF 2014

THE EXECUTIVE ENGINEER,
WD. III, (PHE -N) AND ANR. ... Appellants.

VS

VILASI CHANDRU GOMES
@ MAMTA MOHANDAS
VADYEKAR AND 8 ORS. ... Respondents.

Mr. Ultan Shetye, Asst. Engineer in PWD, Goa.

Ms. A. Fernandes, Advocate *for the Respondents.*

MINUTES

1. After hearing the learned Advocates for the parties, it is revealed that the land in question which has been acquired, was awarded Rs.5/- for a square meter by the Land Acquisition Officer and the same was enhanced in the reference under section 18 of the Land Acquisition Act to Rs.1,800/- per square meter and the same has been challenged by the Government, whereas the private party has also filed cross objection demanding further enhancement to the extent of Rs.2,250/- per square meter.

2. The land in question is situated at Curca near Bambolim and was acquired in the year 2007. It has been brought to our notice that the land of a similar nature in the neighbourhood of the acquired land was awarded Rs.1,800/- per square meter based on which in the present case

also the compensation has been enhanced to Rs.1,800/- per square meter. On our inquiry as to what is the price fixed for the purpose of sale transaction in the locality, it was informed that it is around Rs.3,000/- per square meter. On behalf of the private party, it has been brought to our notice that actually the plots of land in the locality were transacted at a price more than Rs.5,000/- per square meter.

3. In such circumstances, in our considered opinion, the Government officers should apply their mind to the entire matter appropriately and taking into consideration the prevailing market value of the land, and should take appropriate decisions in the matter. The Government can also make necessary offer to the private party as to at what amount they are ready to settle the matter amicably. If so, necessary communication should be made within a period of three weeks to the private party or their Advocate and shall place the necessary decision on the part of the Government before the next Lok Adalat.

4. Adjourned to next Lok Adalat.

**SHRI JUSTICE R. M. S. KHANDEPARKAR,
(FORMER JUDGE OF HIGH COURT OF
BOMBAY AT GOA) PRESIDING OFFICER &**

**SHRI SURENDRA DESSAI,
(SENIOR ADVOCATE) MEMBER &**

**SHRI KAIF NOORANI,
(ADVOCATE) MEMBER**