

#ITEM NO.55

S U P R E M E

COURT NO.11  
C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

SECTION IX

Petition(s) for Special Leave to Appeal (Civil) No(s).15067-15073/2011

(From the judgement and order dated 21/01/2011 in FA No.136/2009, FA No.137/2009, FA No.138/2009, FA No.139/2009, FA No.140/2009, FA No.141/2009, FA No.143/2009, CA No.17988/2010, CA No.17989/2010, CA No.17990/2010, CA No.17991/2010, CA No.17992/2010, CA No.17993/2010, CA No.17994/2010 of The HIGH COURT OF BOMBAY AT AURANGABAD)

BABU SANTOSH WALSE(D)THR.LRS. & ETC.ETC.

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ANR.

Respondent(s)

(With prayer for interim relief and office report)

Date: 21/10/2011 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU  
HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

For Petitioner(s) Mr. Anant Bhushan Kanade, Adv.  
Mr. K.V. Sreekumar, Adv.

For Respondent(s) Mr. Shyam Divan, Sr. Adv.  
Mr. Guru Prasad, Adv.  
Mr. Anil Shrivastav, Adv.  
Mr. Ashish Gupta, Adv.

Mr. Chinmoy Khaladkar, Adv.  
Mr. Sanjay Kharde, Adv.  
Ms. Asha G. Nair, Adv

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

The appeals are disposed of in terms of the signed order.

(Neetu Sachdeva)  
Sr. P. A.  
(signed order is placed on the file)

(Sharda Kapoor)  
Court Master

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.8927-8933 OF 2011  
(@ Special Leave Petition (Civil) No(s).15067-15073/2011)

BABU SANTOSH WALSE(D)THR.LRS. & ETC.ETC.

Appellant(s)

VERSUS

STATE OF MAHARASHTRA & ANR.

Respondent(s)

ORDER

Leave granted.

Heard learned counsel for the parties to the  
lis.

These appeals are directed against the order dated  
21/01/2011 passed by the High Court of Judicature at  
Bombay, Bench at Aurangabad in Civil Application  
No.17988/2010 in First Appeal No.136/2009, Civil  
Application No.17989/2010 in First Appeal No.138/2009,  
Civil Application No.17990/2010 in First Appeal  
No.143/2009, Civil Application No.17991/2010 in First  
Appeal No.141/2009, Civil Application No.17992/2010 in  
First Appeal No.140/2009, Civil Application No.17993/2010  
in First Appeal No.137/2009 and Civil Application  
No.17994/2010 in First Appeal No.139/2009.

By the impugned order, the High Court has rejected  
the reasonable prayer made by the appellants herein.

Having heard the learned counsel for the parties, we  
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are of the opinion that the prayer made by the appellants  
requires to be granted. Accordingly, we pass the following  
order -

We direct that the 50% of the enhanced  
compensation granted to the appellants shall be  
released without security whereas balance of 50%  
shall be released to them on furnishing security to  
the satisfaction of the Collector.

The appeals are disposed of accordingly.

.....J.  
(H.L. DATTU)

NEW DELHI  
OCTOBER 21, 2011

.....J.  
(CHANDRAMAULI KR. PRASAD)