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SLP(C)No. 16673-16674 OF 2003

ITEM No.22

Court No. 8

SECTION IX

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.16673-16674/2003

(From the judgement and order dated 03/04/2003 in FA Nos. 220 and  
189 of 1998 of The HIGH COURT OF JUDICATURE OF BOMBAY AT AURANGABAD)

MADHAVRAO VISHWANATHRAO PATIL

Petitioner (s)

VERSUS

STATE OF MAHARASHTRA & ORS.  
(With prayer for interim relief)

Respondent (s)

Date : 19/09/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA

HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s)Mr. Bhimrao N. Naik, Sr.Adv. for  
Mr. C.G. Solshe,Adv.

For Respondent (s)

UPON hearing counsel the Court made the following

O R D E R

In these petitions the compensation has been fixed on the basis of compensation fixed in respect of land of the co-sharer in respect of the same survey number. It is held that for land in the same survey number there cannot be two awards. We see no infirmity in this reasoning.

We also see no substance in the other argument that sale instances were not taken into consideration. Even though there may be some discussion in respect of sale instances ultimately the compensation is fixed on the basis set out above.

The Special Leave Petitions stand dismissed accordingly. No order as to costs.

Anita

(Jasbir Singh)

Court Master