

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL Nos. 1279-1280 OF 2017
(Arising out of SLP(C) Nos. 27152-27153 of 2015)

MADHUKAR AND ORS. ... Appellant(s)

Versus

EXECUTIVE ENGINEER, MINOR ... Respondent(s)

WITH

CIVIL APPEAL NO.1281 OF 2017 @ SLP(C) No. 28175 of 2015, CIVIL
APPEAL NO.1282-1287 OF 2017 @ SLP(C) No. 29904-29909 of 2015,
CIVIL APPEAL NO.1288 OF 2017 @ SLP(C) No. 32426 of 2015

O R D E R

Heard learned counsel for the parties.

Leave granted.

It is not disputed that in a similar matter being Wajidmiya Abdul Raheman Shaikh & Ors. Vs. Maharashtra Ind. Dev. Corpn. & Ors. (Civil Appeal No. 8056 of 2013 etc. etc.), the High Court order staying payment of enhanced compensation has been modified to the effect that 50% of the enhanced compensation be released without security and the balance of 50% to be released on furnishing security.

Accordingly, these appeals are allowed in the same terms and the impugned order of the High Court is modified.

.....J.
(ADARSH KUMAR GOEL)

.....J.
(UDAY UMESH LALIT)

New Delhi,
Dated: 30th January, 2017.

ITEM NO.47

COURT NO.10

SECTION IX

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G SPetition(s) for Special Leave to Appeal (C) No(s).
27152-27153/2015(Arising out of impugned final judgment and order dated 02/02/2015
in CA No. 12962/2012 02/02/2015 in FAST No. 13979/2012 12/03/2015
in CA No. 2755/2015 12/03/2015 in FA No. 432/2015 passed by the
High Court Of Bombay At Aurangabad)

MADHUKAR AND ORS.

Petitioner(s)

VERSUS

EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION, LATUR AND ANR.

Respondent(s)

(with interim relief and office report)

WITH

SLP(C) No. 28175/2015

(with Office Report)

SLP(C) No. 29904-29909/2015

(with office Report)

SLP(C) No. 32426/2015

(With appln.(s) for permission to file additional documents and
appln.(s) for c/delay in filing SLP and Office Report)

Date : 30/01/2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Mr. Ashutosh Dubey, Adv.
MR. Abhishek Chauhan, Adv.
Mr. A.B.Dubey, Adv.
Mr. V.J.Rawat, Adv.
Mr. Rajendra D. Anbhule, Adv.For Respondent(s) Mr. Uday B. Dube, Adv.

Ms. Gunjan Sinha Jain, Adv.
Mr. Simranjeet Singh, Adv.
M/s. M. V. Kini & Associates, Adv.

Mr. Nishant R.Katneshwarkar, Adv.
Mr. Arpit Rai, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Delay condoned.

Leave granted.

The appeals are allowed in terms of the signed order.

(Shashi Sareen)
AR-cum-PS

(Veena Khera)
Court Master

(Signed order is placed on the file)