
Award of Appellate Court
(O-41,R 35 CPC) H.C No. 32A

**IN THE HIGH COURT OF KARNATAKA
CIRCUIT BENCH AT DHARWAD**

PRESENT

THE HON' BLE MR. JUSTICE K.SREEDHAR RAO

AND

THE HON' BLE MR. JUSTICE B.SREENIVASE GOWDA

MISCELLANEOUS FIRST APPEAL NO. 5417 OF 2006 (LAC)

BETWEEN:

1. THE SPECIAL LAND ACQUISITION OFFICER,
HIDKAL DAM,
HIDKAL.

...APPELLANT

AND:

1. LAGAMANNA APPAYYA TAWALE,
 2. SHRI PRADHANI APPAYYA TAWALE
- SINCE DECEASED BY HIS LRS



- 2A. SMT.KASHAWWA W/O PRADHANI TAWALE
AGE: 38 YEARS, OCC: AGRICULTURE
R/O KERUR, TQ: CHIKODI.
- 2B. SHRI BASAVARAJ PRADHANI TAWALE
AGE: 22 YEARS, OCC: AGRICULTURE,
R/O KERUR, TQ: CHIKODI,
DIST: BELGAUM.
- 2C. SHRI RAJSHEKHAR PRADHANI TAWALE
AGE: 20 YEARS, OCC: AGRICULTURE,
R/O KERUR, TQ: CHIKODI,
DIST: BELGAUM.
- 2D. SANTOSH PRADHANI TAWALE,
AGE: 18 YRS, OCC: AGRICULTURE,
R/O KERUR, TQ: CHIKODI,
DIST: BELGAUM.
3. SHRI IRAPPA APPAYYA TAWALE,
4. SHRI ASHOK APPAYYA TAWALE
SINCE DECEASED BY HIS LRS,
- 4A. SMT.KALAWATI ASHOK TAWALE,
AGE: 35 YEARS, OCC: HOUSEHOLD WORK
R/O KERUR,
- 4B. MEENAXI ASHOK TAWALE,
AGE: 19 YEARS, OCC: AGRICULTURE
R/O KERUR.
- 4C. VIVEKANAND ASHOK TAWALE
AGE: 18 YEARS, OCC: AGRICULTURE
R/O KERUR.
5. SHRI BASAVARAJ PRADHANI TAWALE,
PURCHASER OF HALF SHRE OF LAND OF
CLAIMANT NO.4- ASHOK APPAYYA TAWALE,
ALL ARE R/O KERUR, TQ: CHIKODI
DIST: BELGAUM.



6. THE MANAGING DIRECTOR,
THE KARNATAKA NEERAVARI NIGAM LIMITED,
BANGALORE THROUGH ITS EXECUTIVE ENGINEER,
K.N.N.L, G.R.B.C.C. DIVISION NO.4, CHIKODI.

...RESPONDENTS

This Miscellaneous First Appeal preferred against the Judgment and Award of the Court of the CJ (SR DN) CHIKODI in LAC No. 2 of 2005 on its file dated the 17 TH DAY OF AUGUST 2005 coming on for Orders on the 20 TH DAY OF NOVEMBER 2008 and corrected vide court order dated 10.02.2010 in the presence of Sri. C.S.PATIL AGA Advocate for the Appellant and Sri.K.T.KIWAD for Sri.S.N.HATTI Adv for R-4 (A-C); Sri. K.S.BHRAT KUMAR Adv for R-6; Notice to R-1, R-2A, R-2B, R-2C and R-5 are served.

And for the reasons stated in the Judgment it is ordered and decreed that this Miscellaneous First Appeal be and the same is hereby partly allowed without costs.

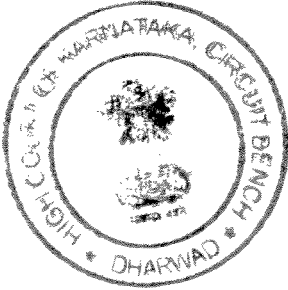
Further it is ordered and decreed that the claimants are entitled to compensation at the rate of ₹1,90,000/- (Rupees one lakh ninety thousand only) per acre as against ₹3,00,000/- (Rupees three lakh only) per acre awarded by the Reference Court.

Further it is ordered and decreed that the claimant is entitled for all statutory benefits.



And it is further ordered and decreed that, there shall be no order as to costs in this Appeal.

Given under my hand and the seal of this Court, this the 20 TH DAY OF NOVEMBER 2008 and corrected vide court order dated 10.02.2010.



[Signature]
ASSISTANT REGISTRAR
[Signature] 9/11/08
Asst. Registrar
High Court of Karnataka
Circuit Bench, Dharwad