

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

Dated this the 31st day of July, 2013

Before

THE HON'BLE MR. JUSTICE ARAVIND KUMAR

M.F.A.No. 22265/2011 (LAC)

BETWEEN:

THE CHIEF ENGINEER
THE KONKAN RAILWAY CORPORATION
(A GOVERNMENT OF INDIA UNDERTAKING)
HAVING ITS HEAD OFFICE AT BELAPUR BHAVAN)
SECTOR 11, CBD BELAPUR
NAVI MUMBAI 400 614
NOW REP BY CHIEF ENGINEER

... APPELLANT

(By Sri G K HIREGOUDAR, ADVOCATE)

AND :

- 1 BHAVANI LAXMAN NAYAK
AGED 63 YRS, R/O VANDIGE
TQ: ANKOLA, DIST: UTTARA KANNADA
- 2 BOMMAYYA HAMMANNA NAYAK
AGED 60 YRS, R/O BOLE
TQ: ANKOLA, DIST: UTTARA KANNADA
- 3 MEENAXI HAMMANNA NAYAK
AGED 47 YRS, R/O BOLE
TQ: ANKOLA, DIST: UTTARA KANNADA

- 4 PADMAVATI DAYANAND NAYAK
AGED 45 YRS, R/O BHAVIKERI
TQ: ANKOLA, DIST: UTTARA KANNADA
- 5 LAXMI KOM HAMMANNA NAYAK
AGED 85 YEARS, R/O BOLE
TQ: ANKOLA, DIST: UTTARA KANNADA
- 6 SEETARAM HAMMANNA NAYAK
AGED 42 YRS, R/O BOLE
TQ: ANKOLA, DIST: UTTARA KANNADA

... RESPONDENTS

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THIS APPEAL IS FILED UNDER SECTION 54(1) OF LAND ACQUISITION ACT, AGAINST THE JUDGMENT AND AWARD DATED 29.06.2010 PASSED IN LAC NO.367/2006 ON THE FILE OF CIVIL JUDGE (SR.DN), KUMTA AWARDED COMPENSATION OF RS.18,445/- PER GUNTA.

THIS APPEAL COMING ON FOR ORDERS THIS DAY, THE COURT MADE THE FOLLOWING:

JUDGMENT

Learned counsel appearing for the appellant submits that value of this appeal is less than Rs.10 lakhs and in view of the judgment of the Full Bench of this Court in INDIAN COUNCIL OF AGRICULTURAL RESEARCH & ETC. vs SMT.VARIJA & OTHERS

reported in AIR 2011 KAR 73, appeal has to be transferred to District Court, Karwar.

2. Placing the submission of learned Advocate appearing for appellant on record, the appeal is ordered to be transferred to District Court, Karwar. Registry to take steps to transmit records along with applications – MISC.Nos. 106542/2011 and 106543/2011.

3. For statistical purpose, this appeal is disposed of.

**SD/-
JUDGE**

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