



IN THE HIGH COURT OF KARNATAKA, DHARWAD BENCH

DATED THIS THE 30TH DAY OF OCTOBER, 2024

PRESENT

THE HON'BLE MR. JUSTICE H.T.NARENDRA PRASAD

AND

THE HON'BLE MR. JUSTICE VENKATESH NAIK T

MISCELLANEOUS FIRST APPEAL NO. 102922 OF 2023 (LAC)

BETWEEN:

THE EXECUTIVE ENGINEER
KNNL, GRBCC, DIV. NO. 2, HIDKAL DAM,
TQ. HUKKERI, DIST. BELGAVI.

...APPELLANT

(BY SRI. K.S.PATIL, ADVOCATE)

AND:

1. THE SPECIAL LAND ACQUISITION OFFICER
HIDKAL DAM -591122, TQ. HUKKERI, DIST. BELAGAVI.

2. SRI. ANNAPPA S/O. HANAMANTAPPA YARZARVI
AGE: 32 YEARS, OCC: AGRI,
R/O. CHIKKABUDNUR-591199,
TQ. SAVADATTI, DIST. BELAGAVI.

...RESPONDENTS

(BY SRI. PRAVEEN K.UPPAR, AGA FOR R1)

THIS MFA IS FILED U/SEC.74(1) OF RIGHT TO FAIR
COMPENSATION AND TRANSPARENCY IN LAND ACQUISITION,
REHABILITATION AND RESETTLEMENT ACT, 2013, AGAINST THE
JUDGMENT AND AWARD DATED 22.03.2022 PASSED IN
LAC.NO.452/2019 ON THE FILE OF THE I ADDITIONAL DISTRICT
JUDGE AND THE LAND ACQUISITION, REHABILITATION AND
RESETTLEMENT AUTHORITY, BELAGAVI, AWARDED COMPENSATION
OF RS. 2,37,817/- PER ACRE.

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY,
JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: THE HON'BLE MR. JUSTICE H.T.NARENDRA PRASAD
AND
THE HON'BLE MR. JUSTICE VENKATESH NAIK T



ORAL JUDGMENT

(PER: THE HON'BLE MR. JUSTICE H.T.NARENDRA PRASAD)

Learned AGA accepts notice for respondent Nos.1 and 3.

2. This appeal is filed by the beneficiary of acquisition under Section 74(1) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (hereinafter referred to as 'the Act', for short) challenging the judgment and award dated 22.03.2022 and 01.04.2022 respectively passed in L.A.C. No.452/2019 by the learned I Addl. District Judge and the Land Acquisition, Rehabilitation and Resettlement Authority, Belagavi, whereby the Reference Court fixed market value of the acquired land at the rate of Rs.2,37,817/- per acre.

3. There is a delay of 344 days in filing the appeal, which is beyond the statutory permissible limit under the provisions of the Act.

4. In view of the judgment of co-ordinate Bench of this Court in M.F.A. No.102543/2022, disposed off on 23.09.2024, the present appeal is not maintainable.



5. Accordingly, this appeal is ***dismissed*** in terms of judgment of this Court in M.F.A. No.102543/2022, dated 23.09.2024.

Sd/-
(H.T.NARENDRA PRASAD)
JUDGE

Sd/-
(VENKATESH NAIK T)
JUDGE

RSH
Ct:vh
List No.: 3 Sl No.: 12