

MHAH010050182025



IN THE COURT OF DISTRICT JUDGE-7 AT AHMEDNAGAR.
LAND ACQUISITION REFERENCE NO. 11/2025

Sub-Divisional Officer
Vs.
Chhabubai Appa Dalavi & Ors.

ORDER BELOW EXH. 10

The legal representatives of respondent no.4 Bhima Appa Dalavi filed an application for setting-aside abatement order against respondent no.4 Bhima Appa Dalavi.

2. They submitted that respondent no.4 Bhima Appa Dalavi was expired on 10.09.2024 and they are his legal representatives. They got knowledge about the matter from other respondents and thereafter, they filed pursis about his death. It was necessary to bring on record his legal representatives within time but there is delay in bringing the legal representatives on record. There is no negligence or inaction on their part. Hence, they prayed to condone the delay and setting-aside abatement order against respondent no.4 Bhima Appa Dalavi.

3. The Ld. APP for the applicant filed their say overleaf. They strongly opposed the application. They submitted that reason for delay is not mentioned in the application. Therefore, they prayed to reject the application.

4. Perused the application and say of applicant. Considering the record, it is admitted that respondent no.4 Bhima Appa Dalavi was expired. The legal representatives of the respondent ought to have come within 90 days from his death but, they could not file application within a statutory period. Hence, the matter was abated against respondent no.4 Bhima Appa Dalavi. In the interest of natural justice, it is necessary, matter be proceeded further, the delay is to be condoned. Hence, I proceed to pass the following order -

ORDER

1.	Application below Exh.10 is allowed.
2.	The abatement order against respondent no.4 Bhima Appa Dalavi is set-aside.

Date : 04.03.2026.

(Rajesh M. Tayade)
District Judge-7,
Ahmednagar