

MHJN020019652014

L.A.R.NO.581/2013
Mahaduappa Vs State**ORDER BELOW EXH-9 IN LAR NO.581 OF 2013**

(Passed on dated 03.10.2019)

The application is filed by the petitioner under Order 6 Rule 17 of Civil Procedure Code, 1908 ('Code' for short) for amendment in the original application.

2. The petitioner has filed instant proceeding for enhancement of compensation within the provisions of Section 18 of Land Acquisition Act, 1894. However, in the meanwhile, address and designation of respondent No.2 is changed, and thereby the work of concerned department is assigned to the Sub Divisional Officer and Land Acquisition Officer, Jalna, District Jalna. Therefore, the petitioner has submitted that it is necessary to delete the name and address of respondent No.2 and in that place Sub Divisional Officer and Land Acquisition Officer, Jalna, District Jalna be substituted as respondent No.2.

3. Learned advocate of respondents filed say and submitted that the application is filed at belated stage and no sufficient cause is mentioned therein.

4. After perusal of record, it appears the petitioner has approached this Court for seeking enhancement of

compensation awarded by the SLAO, Jalna in acquisition proceeding No.LAQ/K.K/CR.No.603/2008. It is not in dispute that SLAO (K.K), Jalna has carried out acquisition proceeding and also it has passed the impugned award. However, due to administrative changes, the work of SLAO (K.K), Jalna has been shifted to Sub-Divisional Officer and Land Acquisition Officer, Jalna. Moreover, the same is the compensation disbursement authority.

5. On perusal of application it also appears that no prejudice would be caused to the opposite side if amendment as sought is allowed. In view of this, I proceed to pass following order:-

ORDER

- 1] The application at Exh-9 is allowed.
- 2] The petitioner shall carry out proposed amendment in the title clause of application within 14 days from the date of this order.

Date:03.10.2019

Sd/-

(S.T. Chikane)
6th Jt.Civil Judge (S.D.),
Jalna.

C E R T I F I C A T E

I affirm that, this PDF file is word to word as per original Order/Judgment.

Name of Stenographer : S.M. Sapkal,
Name of Court : 6th Jt.Civil Court,(S.D.) Jalna,
Date of PDF : 03/10/2019.

Sd/-
(S.M.Sapkal)
Stenographer (L.G.)