

LAR No. 42/2014
Shankar Vs. State

COMMON ORDER BELOW EXH. 8 & 9
(Passed on this 17th of April 2025)

Read the applications, say and record. Heard Ld. Advocates for claimant and for acquiring body today. Claimant Shankar Laxman Malve died on 11-07-2013. Copy of his death certificate is on record. Certificate of heirs issued by sarpanch shows that Shankar died leaving behind widow and one son. These two LR. have filed application Exh. 8 to condone the delay in moving application Exh. 9 for bringing them on record as LR. They submit that they were unaware about this matter. Their relatives Rajeshwar Malve informed them about it. Thereafter they contacted the Ld. Advocate and have moved these applications. Respondents have opposed the applications by submitting that delay is not properly explained. Admittedly there is delay of six years as these applications have been filed on 20-09-2019. Matter relates to claim for enhancement in compensation for acquisition of land. Therefore, it is difficult to believe the applicants that they were unaware about the present matter. Being the family members, they are expected to know about the acquisition of their land and present matter. However, since the matter relates to compulsory acquisition, I think that delay can be condoned by imposing some costs. If these applicants are brought on record, they can lead evidence and that will facilitate the just and effective disposal of this matter. Therefore, in the above background and the interest of justice, I pass following order.

ORDER

Application Exh. 8 & 9 are allowed subject to cost of Rs. 500/- to be paid to DLSA, Nagpur.

Umred.
Dated: 17/04/2025.

[S. G. Landge]
Civil Judge Sr. Dn., Umred,
Dist. Nagpur.

Certificate

I affirm that the contents of this P.D.F. file are word to word same as per original.

Name of Stenographer : Mrs. D.T. Vighne
Stenographer (Grade II)