

IN THE COURT OF CIVIL JUDGE (SR. DN.), UMRER

**LAC No.176/2015
State Vs. Sumanbai +6**

ORDER BELOW APPLICATION DT. 06/06/2018

(Passed on 27th day of July, 2018)

- 1] This is an application filed by non-applicant no.4 Sagar Pramod Sahare, age 20 years for withdrawal of compensation amount of Rs.3,06,519/- deposited about award bearing no.2/A-65/2004-05 of mouza Katara Dt.18/12/2009. It has been contended that the aforesaid amount is deposited in CCD no.932 of C.J.S.D., Nagpur on 05/01/2016. It is averred that at the time of passing of award present non-applicant Sagar Pramod Sahare was minor and was represented by his guardian mother Latabai Pramod Sahare. It is averred that now present non-applicant Sagar Pramod Sahare has attend the age of majority and hence is entitled to receive the amount without taking any assistance from his mother Latabai. The then guardian mother Latabai vide her affidavit below Exh.17/4 dt.07/07/2018 has submitted that, now the son Sagar has attended the age of majority and thus submitted to deliver the payment in the hand of son.
- 2] Perused the record. In view of the submission made by S.L.A.O., despite of receiving notice u/s 12(2) of The Land Acquisition Act, aforesaid non-applicant no. 1 to 7 did not turn up to receive their respective shares of compensation. Accordingly vide CCD no.932 the L.A.O. has deposited compensation of Rs.23,91,359/- about

the land of non-applicant no.1 to 7.

- 3] As per documents submitted by the L.A.O. present applicant is seen to be entitled for compensation amount of Rs.3,06,519/- for land survey no.89 area 0.84 H.R. of mouza Katara.
- 4] As per report submitted by Nazir C.J.S.D, Court Nagpur, an amount of Rs.23,91,359/- regarding L.A.C. no.176/2015 is pending for disbursement at CCD no.932 dt.05/01/2016.
- 5] Learned A.D.G.P. Shri W.M.Quazi submitted to pass suitable order. Thus considering the material of record applicant namely Sagar Pramod Sahare, age 20 years, R/o Shirpur, Tah. Umrer, Dist. Nagpur is seen to be entitled to receive his share of Rs.3,06,519/- from the deposited amount of Rs.23,91,359/- deposited at CCD no.932 dt.05/01/2016 of C.J.S.D., Nagpur. Hence the order.

Order

- 1] The Nazir C.J.S.D., Court Nagpur on receiving proper identification and after verification to pay an amount of Rs.3,06,519/- (Three Lakh Six Thousand Five Hundred Nineteen Only) and any interest if payable from pending CCD amount Rs.23,91,359/- of CCD no.932 dt.10/02/2016 to present applicant namely Sagar Pramod Sahare, age 20 years, R/o Shirpur, Tah. Umrer, Dist. Nagpur.
- 2] Issue letter to Nazir C.J.S.D, Nagpur for compliance.
- 3] The application stand disposed off accordingly.

Umrer.
Date : 27/07/2018

(S. K. Fokmare)
Civil Judge Senior Division,
Umrer.