

ORDER BELOW EXH.11.

This is an application moved by the claimant to expedite the matter on the assertions, that the house has been acquired in the year 1988. The claimant is senior citizen and he is constantly suffering from illness. So also at present there is drought in the village.

2. The Ld.A.G.P. for respondent nos.1 and 2 filed say at exh.12 stating that the preliminary notification is of year 1984 and award is passed by the Land Acquisition Officer (hereinafter referred to as 'L.A.O.') in the year 1988. He lastly prayed to pass proper order. The Ld.Advocate for respondent no.3 objected the application.

3. Heard. Perused record. The respondents filed written statement. It reveals from the award passed by the L.A.O. exh.15 that the same has been passed in the year 1988. It appears from the application exh.18 and order exh.17 thereon that the claimant had filed an application under section 28(A) of the Land Acquisition Act 1894 (hereinafter referred to as 'the Act') for redetermination of the amount of compensation on 11/09/2001 as per the judgment and order of the Court dated 23/08/2001 but the said application has been rejected on 27/03/2018. Thus, the matter was pending before the L.A.O. for nearabout 17 years. Therefore, the award passed by the L.A.O. under section 11 of the Act is

too old. In these circumstances and considering the reasons mentioned in the application it would be proper to expedite the matter in the interest of justice. Hence, I pass the following order;-

ORDER

1. The application is allowed.
2. The reference application be expedited.
The respondents to take note.

Sd/-

Date : 15/01/2019

(U.P. Kulkarni)
Jt.Civil Judge S.D.,
Omerga.