

MHRG010004792000



LAR No. 960/2000

Manohar Ramchandra Patil deceased
through Smt. Janhavi Manohar Patil & Ors.
V/s.
Officer, PIL Pipeline Project & Ors.

:: ORDER BELOW EXH. 38 ::

Applicants have filed this application for amendment in original petition enhancing their prayer for granting of compensation alleging that, after filing of the reference other similar references were decided by the courts and the market rates in respect of all the acquired lands have been settled by the various decisions of the court and due to this subsequent event the claimants want to amend their petition to bring all these facts on record and to enhance their claim.

2. The respondent has opposed the application on the ground that, application is filed after inordinate delay and after framing of issues, no sufficient reason is given for this delay in filing of the application.

3. Issues were framed long back but the evidence is yet to begin. The outcome of the subsequent event after filing of the reference by claimant that is subsequent decision of the court in various similar type of references. No doubt matter is very old one but considering the fact that the evidence is yet to begin

and respondent will get an opportunity to defend the claim, application deserves to be allowed. The inconvenience caused to the respondent can be compensated by awarding cost considering the status of the respondent i.e. government undertaking the cost can be ordered to be deposited in the account of DLSA Alibag. Hence, following order.

:: ORDER ::

1. Applications Exh. 38 is allowed subject to cost of Rs. 500/- to be deposited in the account of DLSA, Alibag within 15 days from the date of this order, in default the application shall stand automatically rejected.
2. On depositing the cost amendment be carried out in the claim.
3. Claimant to deposit deficit court fee stamp on enhanced claim.

Alibag.
Date :- 04.05.2024

Sd/-
(A. S. Rajandekar)
Principal District Judge,
Raigad-Alibag.

CERTIFICATE

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

Name of Stenographer : Smt. S. S. Puro (Grade- I)

Court : Principal District Judge,
Raigad-Alibag.

Date of Order/Judgment : 04.05.2024.

Order/judgment signed by
the Presiding Officer on : 06.05.2024.

Order/judgment uploaded on: 06.05.2024.