

ORDER BELOW EXH.22

1] Legal heirs of Applicant no. 8 prayed for bringing them on record as legal heirs of original applicant no. 8, in lieu of his death on 19/03/2003. He was survived by three sons namely Krushna, Dinkar and Jagannath, out of which Dinkar and Jagannath died. Their legal heirs, alongwith surviving son Krushna of deceased applicant no. 8 are claiming their rights in the share of original applicant no. 8.

2] Opponent resisted the same by filing its say on the application itself. It contended that, they have not filed any Heirship Certificate. Therefore, they are the only legal heirs it can't be said.

3] Perused application and say. Heard learned advocates for respective parties at length.

4] The present matter is in respect of compensation against the acquisition of land. There are 8 applicants in all. Due to the death of applicant no. 8, the present application does not abate. The right of the applicants as legal heir of deceased applicant no. 8 in the suit property is subsisting. Therefore, there will be no hurdle if the applicants are brought on record.

5] In view of this, the applications deserves to be allowed, as their delay application is already condoned. Hence, the following order is passed.

ORDER

- 1] Application is hereby allowed.
- 2] The applicants are hereby directed to bring the legal heirs of applicant no. 8 on record on or before next date.

Panvel.
Dt. 18-01-2020

(M. M. Rao)
Civil Judge, Sr. Dn., Panvel.