

**ORDER BELOW EXH.1 IN RCS NO.46/2012**

- 1) Perused the record.
- 2) In view of Order passed below Exh.1 on 25/07/2017, issues No.4 and 5 were referred to Competent Authority i.e. Tahsildar, Lanja for determination of these issues as per the provisions of the Maharashtra Tenancy and Agricultural Land Act, 1948 and accordingly, Tahsildar, Lanja is directed to submit its decision within 6 months from the date of receipt of referral order. Further, the suit is stayed till the decision of Competent Authority i.e. Tahsildar, Lanja as to issues No.4 and 5. Meanwhile, the defendants filed application at Exh.52 for recasting of issues and in view of prayer of the defendants vide application at Exh.55, the proceeding before Tahsildar, Lanja regarding determination of issues No.4 and 5 is stayed till decision of this Court on application at Exh.52. After giving proper opportunity of being heard to both the parties, today I rejected the application at Exh.52 on merits. Therefore, stay granted to the proceeding of Tahsildar, Lanja as to determination of issues No.4 and 5 vide Order below Exh.55 is required to be vacated and Tahsildar, Lanja is required to be directed to proceed further for determination of issues No.4 and 5 and to submit its decision on these issues within 6 months from the receipt of this order. Hence, I pass following order:-

**ORDER**

- 1) Stay granted to the proceeding of Tahsildar, Lanja as to determination of issues No.4 and 5 vide Order below Exh.55 is hereby vacated.

- 2) Tahsildar, Lanja shall proceed further to determine issues No.4 and 5 and submit its decision on these issues within six (6) months from the receipt of this order.
- 3) Copy of this Order be sent to Tahsildar, Lanja for further action.
- 4) The suit is stayed till the decision of Tahsildar, Lanja as to issues No.4 and 5.

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**Date :31/10/2018.**  
**Place: Lanja,**

**(D.M.Hinglajkar)**  
**Civil Judge (J.D.), Lanja,**  
**Dist.Ratnagiri**