

	<p><u>ORDER PASSED BELOW APPLICATION EXHIBIT</u> <u>NO. 15 IN L.A.C. No. 335/2013</u> [CNR No.MHWS050001882012]</p>
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- 1) Present application is submitted by legal heirs of deceased applicant-petitioner for condonation of delay.
- 2) Perused present application and say submitted by non-applicant no.2 on said application. Non-applicant No.1 had not filed his say. This application is submitted on 5.8.2024 since then it is pending. Hence, this application is decided on merit in absence of say of non-applicant no.1.
- 3) Advocate for applicant had submitted that, only one applicant-petitioner Dudhram Kaniram Pawar was died on 2.1.2019 and his wife namely Panchfula Dudhram Pawar was already died on 10.8.2013 leaving behind two sons and two daughters. Hence, delay of 5 years and 2 months caused for bringing LR's on record may kindly be condoned.
- 4) On the contrary, advocate for non-applicant no.2 submitted that, no sufficient reason was mentioned by applicant, so this application is not maintainable and same may kindly be rejected.
- 5) Record and proceeding shows that, this reference under section 18 of the Land Acquisition Act, 1894 was submitted

by only one applicant Dudhram Kaniram Pawar and as per photocopy of death certificate applicant Dudhram was died on 2.1.2019. It is well settled that, once a reference is made under section 18 of the Act, the court may can award under section 26 of the said Act, irrespective of whether the person at whose instance the reference has been made does or does not appear before the court or fails to produce evidence in support of his objection and that a reference proceeding can not abate. As per death certificate, petitioner was died on 2.1.2019 and present application was submitted on 5.8.2024 and delay of 5 Years, 7 Month and 3 Days was caused for bringing LR's on record. So, considering above facts I pass following order,

ORDER

Present application at Exh.15 submitted by applicants/LRs for condonation of delay is hereby allowed and said delay is condoned.

Place : Mangrulpir
Date : 2/9/2025.

(D. B. Hambire)
Civil Judge Senior Division,
Mangrulpir

CERTIFICATE

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

Name of Stenographer	C.R.Gadge
Name of Court	Shri. D. B. Hambire, C.J.S.D.,Mangrulpir.
Date of Decision	2/9/2025
Order signed by the PO. on	2/9/2025
Order Uploaded on	2/9/2025