

	<p><b><u>ORDER PASSED BELOW APPLICATION EXHIBIT</u></b> <b><u>NO. 16 IN L.A.C. No. 335/2013</u></b>  <b>[ CNR No.MHWS050001882012]</b></p>
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- 1) Present application is submitted by legal heirs of deceased applicant-petitioner for setting aside abatement and bringing LRs on record.
- 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, to set aside abatement order and LRs of deceased applicant be taken on record.
- 4) On the contrary, advocate for non-applicant no.2 submitted that, original death certificate of applicant-petitioner, was not submitted on record. So, present application 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. No any abatement order was passed below Exh.1 till today. As per copy of death certificate, petitioner Dudhram was died on 2.1.2019 and his wife Panchfula was died on 10.8.2013. Hence, considering above facts I pass following order,

**ORDER**

Present application at Exh.16 submitted by applicants/LRs is hereby allowed and LRs of applicant Dudhram Kaniram Pawar be taken on record within 14 days from today and petitioner to submit amendment copy of Exh.1 within time.

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