

	<p style="text-align: center;"><b><u>ORDER PASSED BELOW APPLICATION EXHIBIT</u></b> <b><u>NO. 15 IN L.A.C. No. 346/2013</u></b>  [ CNR No. MHWS050001982012 ]</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 advocate for non-applicant no. 1 and 2 on said application. Heard advocate S.S.Bhingare, for applicant, A.G.P Shri. G.D.Gangawane for non-applicant no.1 and advocate Shri. B.M.Thakre for non-applicant no.2.
- 3) Advocate for applicant had submitted that, applicant Mohan Mahadu Aade was died on 25.11.2016 leaving behind wife, two sons and two daughters. It is necessary to brought on record legal heirs of deceased Mohan and if legal heirs not brought on record they will suffer heavy irreparable loss. Hence, to set aside abatement order and LRs of deceased applicant be taken on record.
- 4) On the contrary, advocate for non-applicant no.1 and 2 have submitted that, legal heirs were not brought on record within stipulated time. 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 applicant Mohan Mahadu Aade. As per photocopy of heirship certificate dated 4.12.2024 granted by Civil Judge Junior Division Manora, in Civil M.A. No. 50/2024 vide order dated 28.11.2024 shows that, Mohan Aade was died on 25.11.2016. It is well settled that, once a reference is made under

section 18 of the Act, the court may 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.

6) Record also shows that, delay condonation application Exh.14 is allowed as per today's order. In this application, issues were framed on 13.2.2017 at Exh.11. Hence, considering all above facts, submission of advocate for applicant and in the interest of justice I proceed to pass following order,

**ORDER**

1. Present application at Exh.15 submitted by applicants/LRs is hereby allowed and LRs of applicant Mohan Mahadu Aade be taken on record within 14 days from today and petitioner to submit amendment copy of application Exh.1 within time.
2. On next date applicants to adduce their evidence without fail.

Place : Mangrulpir  
Date :4/10/2025.

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

**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	C.R.Gadge
Name of Court	Shri. D. B. Hambire, C.J.S.D., Mangrulpir.
Date of Decision	4.10.2025
Order signed by the P.O. on	4.10.2025
Order Uploaded on	4.10.2025