

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION**

**LAND ACQUISITION REFERENCE NO.4 OF 2016**

Deputy Collector (Land Acquisition) No.7  
Mumbai & Mumbai Suburban District ...Applicant  
AND  
Babulal M. Shah ...Claimant  
AND  
The Commissioner,  
Municipal Corporation Greater Mumbai ...Acquiring body

**WITH  
LAND ACQUISITION REFERENCE NO.2 OF 2015**

Deputy Collector (Land Acquisition) No.7  
Mumbai & Mumbai Suburban District ...Applicant  
AND  
Shri. K. U. Ramchandani & Ors. ...Claimants  
AND  
The Commissioner,  
Municipal Corporation Greater Mumbai ...Acquiring body

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Ms.Uma Palsuledesai, Asst.Govt.Pleader for Applicant in both the matters.

Mr. Deepak Shukla i/by M/s. Vinod Mistry & Co. for Claimant in LAR/4/2016.

Mr. P. G. Lad a/w Ms. Sayali Apte for Acquiring Body-MCGM in both the matters.

Mr. Yazad Udawadia a/w Hitesh Mishra i/by M/s. D. M. Legal Associates for Claimant Nos.3 to 7 in LAR/2/2015.

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**CORAM : R. I. CHAGLA, J.**

**DATED : 1<sup>st</sup> JULY, 2022.**

**P.C.**

1. Heard learned counsel for the parties.
2. By an order dated 24<sup>th</sup> June 2022, the matter was stood over to today for considering the submission of Mr. Lad, learned counsel for the Acquiring Body as to whether the certain paragraphs of the Affidavit-in-lieu of examination-in-chief of CW1 dated 9<sup>th</sup> March 2022, can be allowed in evidence and for which he had sought time to place reliance on decisions of this Court. The CW1 was also directed to remain present today.
3. It is stated by Mr. Shukla, learned counsel appearing for the Claimant that CW1 due to medical emergency is unable to remain present today and accordingly seeks two weeks time.
4. Mr. Lad has filed a compilation of judgments which he seeks to rely upon and which is tendered and taken on record.
5. In view of the CW1 not being present today, the Land Acquisition Reference No.4 of 2016 is adjourned to 15<sup>th</sup> July 2022, on which date CW1 shall remain present.

6. The Land Acquisition Reference No.2 of 2015 shall be placed on 15<sup>th</sup> July 2022 on Supplementary Board on which date, the Commissioner who has completed the recording of cross-examination and considering that there are no other witnesses' shall place his Report before this Court.

**(R. I. CHAGLA, J.)**