

FARAD CONTINUATION SHEET  
IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION

L.A.R. NO.4 OF 2016

Office Notes, Office Memorandum - Coram, Appearances, court's orders or directions and Prothonotary's orders	Court's or Judge's orders
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Mr.R.Y.Sirsikar for the MCGM Acquiring Body

Mrs.Uma Palsuledesai, A.G.P. for the State

**CORAM : K. K. TATED, J.**

**DATE : FEBRUARY 1, 2017**

**P.C.:**

1 Heard the learned A.G.P. for the applicant.

2 The present reference is preferred under section 18 of the Land Acquisition Act for additional compensation in respect of acquired land.

3 In the present proceeding, the applicant acquired land bearing CTS No. 4494 – Survey No.336A/7 admeasuring 1361.20 sq.mtrs, 4494/1 – Survey No.336A/12 admeasuring 8.8 sq.mtrs., 4495/B – Survey No.336A/13 admeasuring 122.10 total 1492.1 sq.mtrs. from Village Kole-Kalyan Taluka-Andheri. The applicant deposited compensation of Rs.4,63,13,720/- in the Registry of this court.

4 The claimant Babulal M. Shah filed his application dated 30.9.2004 with Special Land

Acquisition Officer No.7 for making reference under section 18 of the Land Acquisition Act for additional compensation of Rs.6,13,57,918/- with interest. Though the said application dated 30.9.2004 was without any court fee stamp, the applicant Special Land Acquisition Officer on his own filed the reference under section 18 before this court without verifying whether the claimant paid the court fees or not.

5 Considering these facts, it is necessary to issue notice to the claimant calling upon him to pay the court fees in the present reference. Hence, following order is passed:

- a) Office is directed to issue notice to the claimant, returnable after 4 weeks for payment of court fees in the present LAR.
- b) In addition to usual mode of service, Applicant Special Land Acquisition Officer is permitted to serve Respondents along with entire proceedings by private notice either by registered post A.D. and/or by hand delivery stating that claimant has to pay the court fees in the present Reference immediately.
- c) The applicant Special Land Acquisition Officer to file Affidavit of Service within three weeks from today.

JUDGE