

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Civil Application [CAW] No.1014 of 2019
in
Writ Petition No.6364 of 2018

Smt. Kesharbai w/o Sukhdave Ardale & others
vs.
State of Maharashtra & others

*Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.*

Court's or Judge's Orders

Shri R.L. Khapre, Advocate for the Applicants/Petitioners.
Shri D.P. Thakre, Addl.G.P. for Respondent Nos.1 to 4.
Shri Arun Patil, Advocate for Respondent No.6.

CORAM : SUNIL B. SHUKRE & S.M. MODAK, JJ.
DATE : 26th JUNE, 2019.

Leave to add respondent No.6 by way of amendment to the amendment application is granted.

Amendments be carried out forthwith.

Heard.

There is a strong objection raised to this application by Shri Thakre, learned A.G.P. and also by Shri Arun Patil, learned Counsel for respondent No.6. The objection is based upon the availability of remedy under Section 16(4) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 to challenge the award. The objection so taken pertains to the merit of the proposed amendment and, therefore, it could be

considered at the time when the prayers to be introduced through amendments would be pressed. As such, at this stage, we do not see anything which would go against allowing of this application.

The application is allowed. The amendments be carried out on or before the next date.

If the amendments are not carried out on or before the next date, this order shall stand revoked automatically and the application shall stand dismissed without reference to this Court.

Stand over to 10th of July, 2019.

JUDGE

JUDGE

**sandesh*