

MAHARASHTRA ADMINISTRATIVE TRIBUNAL
NAGPUR BENCH NAGPUR
ORIGINAL APPLICATION NO. 180/2019(S.B.)

- 1) Smt.Umadevi wd/o Yogesh Sonwane,
Aged about 28 years, Occ.: Service,
R/o. presently at Kawlewada, Tah, Tirora,
District - Gondia.
- 2) Ku.Yukti D/o Yogesh Sonwane,
Age minor, through her natural guardian
Mother Smt.Umadevi w/o Yogesh Sonwane
R/o Kawlewada, Tah. Tirora District-Gondia.

Applicants.

Versus

- 1) The State of Maharashtra,
through its Secretary,
Revenue Department,
Mantralaya, Mumbai-400 032.
- 2) Deputy Director of Land Records,
Old Secretariat Building,
Civil Lines, Nagpur.
- 3) Deputy Superintendent of Land,
Records, Office at Near Tahsil
Office, Tirora, Tah. Tirora,
District-Gondia.
- 4) Smt. Yamuna w/o HIRAMAN
Sonwane, R/o. Tiwari Colony,
Gurunanak Ward, Ganesh Nagar,
Gondia, Tah. and District –Gondia.

Respondents

Shri I.N.Choudhari, Ld. Counsel for the applicants.
Shri A.M.Ghogre, Ld. P.O. for the respondents.

Coram:- Hon'ble Shri M.A.Lovekar, Member (J).

Dated: - 11th July 2023.

JUDGMENT

Judgment is reserved on 06th July, 2023.

Judgment is pronounced on 11th July, 2023.

Heard Shri I.N.Choudhari, learned counsel for the applicants and
Shri A.M.Ghogre, learned P.O. for the respondents.

2. Undisputed facts are as follows.

Marriage between applicant no.1 and Yogesh Sonwane was solemnized on 24.05.2015. From this wed-lock applicant no.2 was born on 30.03.2016. At the time of his appointment on 24.01.2009 in the respondent department Yogesh Sonwane was unmarried. He named his mother, respondent no.4, as the nominee. He died in harness on 04.08.2018.

3. It is the case of the applicants that being the nominee respondent no.4 could claim and withdraw 100 % amount from the department which had become payable on death of Yogesh Sonwane and this apprehension was the basis for filing the O.A..

4. Applicant no.1 has placed on record copy of heirship certificate issued by C.J.S.D., Gondiya on 20.10.2022 certifying respondent no.4, her husband (father of Yogesh) and both the applicants as legal heirs of deceased Yogesh Sonwane. In view of this certificate the amount payable on death of Yogesh Sonwane will have to be disbursed as per law. With these observations the O.A. is disposed of. No order as to costs.

(M.A.Lovekar)
Member (J)

Dated – 11/07/2023
rsm.

I affirm that the contents of the PDF file order are word to word same as per original Judgment.

Name of Steno : Raksha Shashikant Mankawde
Court Name : Court of Hon'ble Member (J).
Judgment signed on : 11/07/2023.
and pronounced on