

**IN THE MAHARASHTRA ADMINISTRATIVE TRIBUNAL
MUMBAI BENCH.**

ORIGINAL APPLICATION NO.870 OF 2017

DISTRICT : THANE

Smt. R. R. Agnihotri,)
R/o.C/o. Vinayak A. Hardikar,)
Flat No.D-3, Ground floor, Vittal)
Park, Samantwadi, Gangapur Rd.,)
Nasik.).....**Applicant**

VERSUS

1. State of Maharashtra, through)
The Secretary, Revenue Dept.,)
Mantralaya, Mumbai – 400 032.)
2. Dy. Supdt. Of Land Records,)
Shahapur Mahasul Colony, Laxman)
Nagar, Gothehar, Tl.Shahapur,)
Dist. Thane 421601.)
3. The District Supdt. Of Land Records,)
In the premises of District Collector)
Office, Thane.).....**Respondents**

Shri R.M. Kolge, the learned Advocate for the Applicant.

Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

CORAM : Shri B.P. Patil, Member (J)

DATE : 10.11.2017

ORDER

1. Heard Shri R.M. Kolge, learned Advocate for the Applicant and Smt. Kranti Gaikwad, learned Presenting Officer for the Respondents.

2. The applicant has prayed to issue direction to respondent no.2 to delete the condition in the order dated 31.05.2017 issued by the respondent no.2, to produce Legal Heir Certificate to get the benefits like gratuity, insurance deposits and other financial benefits payable to her on account of death of her husband.

3. Learned P.O. has produced the communication dated 02.11.2017 addressed to Deputy Director, Land Records, Kokan Region, Mumbai from the Deputy Superintendent of Land Records, Shahapur complying the objection raised by the AG and forwarding necessary documents of granting financial benefits to the applicant. The same are taken on record. Learned P.O. has submitted that the Deputy Director, Land Records, Konkan Region, Mumbai will be forwarding the said papers to A.G. within a one or two days and thereafter the respondents will pursue the matter with A.G. to sanction the proposal sent by them. She further submits that the condition to produce Legal Heir Certificate for receiving the benefits to be granted to the applicant had been withdrawn by the respondent no.2 and the respondent no.2 will not insist the applicant to produce the said document. She has submitted that since the relief claimed by the applicant is satisfied, it is just to dispose of the O.A.

6. Learned Advocate for the applicant has submitted that since the respondent no.2 has withdrawn the condition to produce the Legal Heir Certificate, the purpose of filing of

this O.A. is satisfied. Therefore, he has no objection to dispose of the O.A. with a direction to respondent no.2, to pursue the proposal sent him to the A.G. through Deputy Director, Land Records, Kokan Division, Mumbai in stipulated time.

7. Considering the above said submissions and documents on record, it reveals that the relief claimed by the applicant has been satisfied as the respondent no.2 has withdrawn the condition to produce Legal Heir Certificate for granting financial benefits available to the applicant on account of death of her husband. The relief claimed by the applicant has been satisfied and nothing survives in the O.A.

8. Hence, the Original Application is disposed of with a direction to the respondent no.2 to pursue the matter with the A.G. for sanctioning the proposal sent by him within three months from the date of the order.

Sd/-
(B.P. PATIL)
MEMBER (J)
10.11.2017

Date : 10.11.2017

Place : Mumbai

Dictation taken by : VSM

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