



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO. 2654 OF 2026
IN FAST/1292/2018**

Shankar Sambhaji Jawalge Died Thr Lrs Dattatray And Ors.

VERSUS

The State Of Maharashtra Through The Dist Collector
Osmanabad And Ors.

...

Mr. L. C. Patil, Advocate for Applicants

Mr. A. V. Lavte, AGP for Respondents-State

...

**WITH
CIVIL APPLICATION NO. 2656 OF 2026
IN FAST/1292/2018**

.....

CORAM : AJIT B. KADETHANKAR, J.

DATED : 21ST AUGUST, 2026

P.C. :-

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. The First Appeal came to be disposed of as the delay caused in filing the appeal was not condoned. It is submitted that after filing of the First Appeal by the appellant, the sole claimant i.e. sole respondent is died. Hence, the present application is filed for bringing legal representatives of deceased sole respondent on record. There is delay of 1120 days caused in filing the present Civil Application. Hence, a

prayer is made for condonation of delay and for bringing the applicants on record as the legal representatives of the deceased sole respondent.

2. For the reasons stated in the application, the application deserves to be allowed. Hence, the following order:

ORDER

- a. Civil Application stands allowed.
- b. Delay of 1120 days caused in filing the present application stands condoned.
- c. The appellant shall incorporate the names of present applicants in the First Appeal as legal representatives of deceased sole respondent/claimant.
- d. Amendment be carried out forthwith.

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. This application is filed by the legal representatives of deceased claimant for withdrawal of amount deposited by the appellant/Acquiring Body in this Court.

2. Today, vide Civil Application No.2656 of 2026, the names of present applicants are brought on record as legal representatives of deceased sole claimant. It is an undisputed fact that the appeal is already dismissed long back. Therefore,

I find no impediment in permitting the applicants to withdraw the amount deposited by the appellant/acquiring body in this Court. Hence, the following order:

ORDER

- a. Civil Application stands allowed.
- b. The applicants are permitted to withdraw the amount deposited by the appellant/Acquiring Body in this Court.
- c. Needless to mention, the withdrawal shall carry accrued interest thereon.
- d. Civil Application stands disposed of.

(AJIT B. KADETHANKAR, J.)