

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

CIVIL APPLICATION NO. 11008/2015
IN
FIRST APPEAL NO. 269 OF 1995

Ram @ Rambhau Nagu Gaikwad (deceased)
through LRS 1-A) Sudhakar s/o Ram @ Rambau ...Applicants

Versus

The State of Maharashtra ... Respondent

Mr K. D. Bade Patil, Advocate for the applicants
Mr S. G. Sangle, AGP for respondent/State

CORAM : S. V. GANGAPURWALA, J.
DATE : 23RD OCTOBER, 2015.

PER COURT:

. Heard. Issue notice to the respondent. Ld. AGP waives notice for respondent/State.

2. Even otherwise, the appeal would not be abated as appellant No. 2 is alive and is entitled to prosecute the appeal.

3. Considering the above, civil application is allowed in terms of prayer clauses B & C of the application. Civil Application stands disposed of.

[S. V. GANGAPURWALA, J.]

sgp