

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

42 CIVIL APPLICATION NO. 12298 OF 2016
IN
SA/181/2005

FAKIRA BABURAO KAPASE DIED LRS BABASAHEB DIED LRS SMT.
ALKABAI AND ORS
VERSUS
MAHARASHTRA STATE FARMING CORPN LTD.

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CORAM: VIJAY S.KULKARNI
REGISTRAR (JUDL)

DATED: 05/10/2016

1. The perusal of record and proceedings, it appears that the present Civil Application has been filed by the applicants to bring on record the legal heirs of deceased appellant No. 1A Babasaheb Fakira Kapse. It has been mainly contended by the applicant that, the applicant No. 1A-Babasaheb Fakira Kapse, died on 15.04.2016 and, therefore, they may be permitted to bring on record the legal heirs of deceased applicant No. 1A. The copy of death certificate filed on record indicates that, the appellant No. 1A-Babasaheb Fakira Kapse. The present Civil Application has been filed on 30.06.2016. There is no contest to this Application. Thus, it is clear that the application filed by the applicants for bringing legal heirs on record of appellant No. 1A is in time and there is no contest to this application, therefore, I am inclined to pass following order.

ORDER

A] The Civil Application No. 12298 of 2016 is hereby allowed.

B] The applicant are permitted to bring on record the legal heirs of deceased appellant No. 1A-Babasaheb Fakira Kapse. Necessary amendment be carried out within the period of limitation.

C] Accordingly, Civil Application stand disposed of.

REGISTRAR (JUDL)