

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

**CIVIL APPLICATION NO. 4314 OF 2016
IN
WRIT PETITION NO. 8499 OF 2009**

Devrao Pandharinath Nevhal
Died through L.Rs.
Chagan Devrao Neval and others .. Applicants

Versus

The State of Maharashtra and others .. Respondents

Mrs. Savita P. Kakade, Advocate h/f Shri P. B. Kakade, Advocate
for Applicants.

Shri R. V. Dasalkar, A.G.P. for Respondent Nos. 1 and 2.

**CORAM : S. V. GANGAPURWALA AND
MANGESH S. PATIL, JJ.**

DATE : 18TH AUGUST, 2017.

ORDER :

. This is an application for bringing on record legal heirs of deceased petitioner. So also seeking condonation of delay.

2. We have also heard the learned Assistant Government Pleader for respondents/State. It is trite that the Court shall construe the abatement strictly and setting aside abatement liberally.

3. For the reasons stated in the application, the application is allowed in terms of prayer clauses "B" and "C". The civil application is disposed of.

4. Necessary amendment be carried out within a period of fourteen (14) days from today.

[MANGESH S. PATIL, J.]

[S. V. GANGAPURWALA, J.]

bsb/Aug. 17