

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

990 CIVIL APPLICATION NO. 10259 OF 2017
IN WP/1399/2017

LUKEMAN SHAIKH BASHIR MUSALMAN
VERSUS

HASARAT APPA PATIL DIED LRS HIMMAT AND
SARJERAO DIED LRS ARUNA SARJERAO PATIL AND

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Advocate for Applicant : Mr Kute h/f Dhorde Vikram R

Advocate for Respondents : U S Patil For R-1c

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CORAM : V.K. JADHAV, J.

Dated: December 15, 2017

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PER COURT :-

1. Learned counsel for the applicant submits that, though the applicant has taken efforts to procure death certificate, however, the Municipal Corporation, Nashik informed to the applicant that entry in death extract is not recorded about respondent No.1E. Consequently, death certificate is not produced alongwith present application. Learned counsel submits that, though proposed L.Rs. Of respondent 1E are served, none appears for him.

2. Learned counsel also submits that, inadvertently

the name of respondent No.1A is shown as no more alive, however, learned counsel is already appearing for respondent no.1A.

3. Considering the above, application is allowed in terms of prayer clause A, B and C.

4. In view of above, Civil application accordingly disposed of.

5. Interim relief, granted in Writ Petition to continue till then.

(V.K. JADHAV, J.)

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