

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

CIVIL APPLICATION NO.10458 OF 2017 IN
WRIT PETITION NO.1020 OF 2004

Gunderao Narsingrao Gajkos & ors. ... APPLICANTS

VERSUS

The State of Maharashtra & ors. ... RESPONDENTS

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Shri V.C. Solshe, Advocate for applicants
Shri B.A. Shinde, A.G.P. for R.No.1.
Shri S.N. Rodge, Advocate for R.No.2.
Shri S.S. Manale, Advocate for R.No.3
.....

CORAM: R.D. DHANUKA AND
 SUNIL K. KOTWAL, JJ.

DATED: 12th October, 2017.

ORAL ORDER:

1. By this Civil Application, the applicants seek condonation of delay of 2 years and 138 days, for setting aside the abatement, if any, and to implead the legal heirs of petitioner No.2 on record. No affidavit-in-reply is filed by any of the respondents.

2. We have heard the learned counsel for the applicants and the respondents. Delay is sufficiently explained in the Civil Application. Be that as it may, no hardship is caused to the respondents in this Civil Application, which is for bringing the

legal representatives of petitioner No.2 on record. We are thus inclined to condone the delay. The Civil Application is accordingly made absolute in terms of prayer clauses (B), (C) and (D). amendment shall be carried out within four weeks from today.

(SUNIL K. KOTWAL)
JUDGE

(R.D. DHANUKA)
JUDGE

fmp/