

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

CIVIL APPLICATION [CAO] NO.1706 OF 2017
IN
CIVIL APPLICATION [MCA] NO.890 OF 2012 (D)
IN
FIRST APPEAL NO.406 OF 1995 (D)

(Vitthal Paikujji Gawande

vs.

State of Maharashtra, through the Collector, Chandrapur)

*Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.*

Court's or Judge's Orders

*Shri Anjan De, Advocate for the Applicant
Mrs. Mrunal Naik, A.G.P. for the Non-Applcant/State.*

CORAM : P.N. DESHMUKH, J.
DATE : 27th NOVEMBER, 2017.

Heard.

Issue notice to the non-applicant.

The learned A.G.P. waives service of notice
for the non-applicant/State.

This application is filed by the legal heirs of
deceased Vitthal Paikujji Gawande, who had preferred
the appeal for grant of enhanced compensation.
However, during pendency of appeal, Vitthal
Gawande expired on 29/08/2012. The fact of death of
Vitthal Gawande is established from the death
certificate filed along with the application as
Document No.1 issued by Chandrapur City Municipal
Corporation.

In the circumstances, application for bringing legal heirs of deceased Vitthal as mentioned in paragraph 9 of the application is allowed. Applicant to carryout necessary amendment.

Stand over to 8th January, 2018.

JUDGE

**sdw*