

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

...

1006 CIVIL APPLICATION NO. 4231 OF 2018
IN FA/1055/2016

PATHAN FAKIRBHAI (DIED) TR LRS BHAIYA AND ORS
VERSUS
THE STATE OF MAHARASHTRA AD ANOTHER

...

Advocate for Applicants : Smt. Geetangali Jagtap h/f
Mr. C. K. Shinde Chandrakant K.
AGP for Respondents: Mr. A.M. Phule

CORAM : SUNIL P. DESHMUKH, J.

DATED : 23rd MARCH, 2018.

Order :-

1. This is an application moved by legal heirs of deceased respondent No. 1- Pathan Fakirbhai in first appeal for bringing them on record as respondents in first appeal.
2. Learned counsel for appearing parties do not have any particular objection to grant the application.
3. In view of the same, civil application is allowed in terms of prayer clauses (B) to (D).
4. The appellants are permitted to bring on record the legal heirs of deceased respondent No. 1 – original claimant as shown in this civil application.

5. The delay caused in bringing legal heirs of deceased respondent No. 1 in appeal on record of first appeal stands condoned. Abatement of appeal, if any, is set aside.
6. Appellants to carry out amendment to title clause of memorandum of appeal immediately.
7. Civil application is accordingly disposed of.

[SUNIL P. DESHMUKH]
JUDGE

MTK.