

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

979 CIVIL APPLICATION NO. 4042 OF 2018
IN FAST/32331/2015

HASAN HAIDAR KHUTEPHAD (DIED) THR LRS ORS
VERSUS
THE EX. ENGINEER, OSMANABAD MINOR IRRIGATION
OSMANABAD AND ORS

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Mr. Kuldeep S. Patil, Advocate for Applicants
Mr. B.R. Survase, Advocate for respondent No. 1
Mr. A.D. Namde, AGP for respondent No. 2 & 3

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CORAM : SUNIL P. DESHMUKH, J.

DATED : 23rd MARCH, 2018.

Order :-

1. This application has been moved by legal heirs of deceased respondent - Hasan Haidar Khutephad for bringing her on record of first appeal filed by the acquiring body. During pendency of appeal, respondent - original claimant died.
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 clause (B).
4. The appellants are permitted to bring on record the legal heirs of deceased respondent - original claimant as shown in this civil application.

5. The delay caused in bringing legal heirs of deceased respondent 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.

[SUNIL P. DESHMUKH]
JUDGE

MTK.

WITH CA/14381/2015 IN FAST/32295/2015
WITH CA/14382/2015 IN FAST/32295/2015
WITH CA/14383/2015 IN FAST/32328/2015
WITH CA/14384/2015 IN FAST/32328/2015
WITH CA/14385/2015 IN FAST/32319/2015
WITH CA/14386/2015 IN FAST/32319/2015
WITH CA/14387/2015 IN FAST/32331/2015
WITH CA/14388/2015 IN FAST/32331/2015
WITH CA/14389/2015 IN FAST/32325/2015
WITH CA/14390/2015 IN FAST/32325/2015
WITH CA/14391/2015 IN FAST/32316/2015
WITH CA/14392/2015 IN FAST/32316/2015
WITH CA/14393/2015 IN FAST/32322/2015
WITH CA/14394/2015 IN FAST/32322/2015
WITH CA/4039/2018 IN FAST/32319/2015
WITH CA/4040/2018 IN FAST/32328/2015
WITH CA/4041/2018 IN FAST/32331/2015
WITH CA/4042/2018 IN FAST/32331/2015
WITH CA/4043/2018 IN FAST/32316/2015
WITH CA/4044/2018 IN FAST/32325/2015

