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

**CIVIL APPLICATION NO.9241 OF 2018
IN
CIVIL APPLICATION (ST)NO.33479 OF 2017
IN
FIRST APPEAL NO.2196 OF 2016**

Sambhaji s/o Ganpati Madne
(died) through L.Rs.

1) Tejprakash s/o Sambhaji Madne,
(died) through LRs & anr. ..APPLICANTS

VERSUS

The State of Maharashtra,
Through the Collector, Latur & ors ..RESPONDENTS

Mr H. V. Tungar, Advocate for applicants;
Mr A. S. Shinde, A.G.P. for respondent Nos.1 & 2;
Mr S.S. Dande, Advocate for respondent No.3;
Mr. G. R. Syed, Advocate for respondent No.4/1 &
4/2

**CORAM : PRASANNA B. VARALE &
S. M. GAVHANE, JJ.**

DATE : 10th AUGUST, 2018

ORAL ORDER :

Heard learned Counsel appearing on behalf
of the applicants.

2. Learned Counsel for the applicants submits
that due to communication gap between the Counsel
and the applicants, objections could not be
removed. He then submits that delay caused in

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filing the application was unintentional and for bona fide. It is submitted that the applicant Sujata, who is legal representative of deceased applicant Tejprakash Sambhaji Madne prosecuting her studies, as such, was not conversant with the legal procedure.

3. Learned Counsel for the applicants submits that he be permitted to remove office objections and as office objections were not removed, registration of the application was refused.

4. In view of the submission of learned Counsel for the applicants and for the reasons stated in the application, the application is allowed in terms of prayer clauses (B) & (C), subject to removal of office objections within two weeks from today.

Civil Applications are disposed of.

(S. M. GAVHANE)
JUDGE

(PRASANNA B. VARALE)
JUDGE