IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

921 **CIVIL APPLICATION NO. 11425 OF 2017**
IN FA/4217/2016

HARI KASHINATH SARODE [DIED] THROUGH LRS
VITTHAL AND OTHERS

VERSUS

THE AREA MANAGER, M.I.D.C. JALGAON MIDC, JALGAON AND ORS

...

Advocate for Applicants : Mr. Kale Ajeet B.
Advocate for Respondent No.1 : Mr. G.S. Khaire
holding for Mr. S.S. Dande
A.G.P. for respondents/State : Mr. B.V. Virdhe

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CORAM : K.K. SONAWANE, J.

DATE : 14th JUNE, 2018

PER COURT :

Heard learned counsel for the applicants, learned counsel for the respondent-M.I.D.C. and learned A.G.P. for the respondent-State.

2. It is submitted that the respondent – M.I.D.C. has preferred an appeal against the Judgment

and Award passed by the Civil Judge, Senior Division, Jalgaon in L.A.R. No. 1060 of 2006. One Hari Kashinath Sarode was one of the respondent in the First Appeal, but now he is no more and he passed away on 6th December, 2014. The applicants are the legal representatives of deceased respondent. Therefore, the applicants filed the present application for substitution in place of deceased respondent.

3. In view of facts and circumstances of the case, Civil Application No.11425 of 2017 stands allowed. The legal representatives of deceased Hari Kashinath Kale are permitted to appear in the main proceeding. The respondent-M.I.D.C. shall carry out the necessary amendment for bringing legal representatives of deceased respondent on record within two weeks from today. The delay caused in filing present application stands condoned. Hence, the application stands disposed of.

(K.K. SONAWANE, J.)

SRM/14/6/18