

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

**CIVIL APPLICATION NO.10052 OF 2019
IN FAST/28950/2018**

**EXECUTIVE ENGINEER URDHAVA PRAVARA DAM DIVISION, SANGAMNER
VERSUS
THE STATE OF MAHARASHTRA AND ORS**

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Advocate for Applicant : Mr. Solshe Vinesh C.
AGP for Respondent/State: Mr. Y.G. Gujrathi
Advocate for Respondent nos. 2-2 and 2-3: Mr. P.B. Shirsath

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CORAM : MANGESH S. PATIL, J.

DATE : 11.12.2019

PER COURT :

Heard.

2. Issue notice to the respondents. Learned advocate Mr. Shirsat waives service for the respondent nos. 2 to 2-3. Learned A.G.P. waives service for the respondent no.1.

3. Heard both the sides.

4. The respondent Bahusaheb Damu Datir is stated to be died on 22.10.2015, even before the impugned judgment and award was passed by the reference court. His legal representatives were not brought on the record. It is only pursuant to the notice received by the acquiring body that it got the knowledge and has filed this application.

5. In view of the aforementioned state of affairs the delay is

condoned and the legal representatives of Bahusaheb Damu Datir are allowed to be brought on record in First Appeal (ST) No.28950/2018 and in CA No.11848/2018 and CA No.11849/2018 i.e. for applications for condonation of delay in filing appeal and the stay application. The application is disposed of. Amendment to be carried forthwith.

(MANGESH S. PATIL, J.)

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