

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

CIVIL APPLICATION NO.2943/2020
IN FIRST APPEAL (ST.) NO.15526/2019

NIVARATHI KRISHNAJI CHIKATE (DIED),
THROUGH L.RS. ABHIMANYU & OTHERS.
VERSUS
THE CHIEF ENGINEER, C.R. MUMBAI
THE DEPUTY CHIEF EX.ENGINEER, C.R. DIVISION,
SOLAPUR AND OTHERS.

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Shri S.S. Halkude, Advocate for applicants.

Shri A.D. Soman Advocate h/f Shri D.V. Soman, Advocate for respondent nos.1 & 2.

Shri P.M. Kulkarni, AGP for respondent nos.3 & 4.

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CORAM: V.L. ACHLIYA, J.

DATE: 14.08.2020

PER COURT :

1] The applicant nos.1A to 1E have moved this application to substitute their names as L.Rs. of deceased Nivarathi Krishnaji Chikate who is reported to have died on 24.1.2017.

2] Heard learned counsel for the applicants, respondent nos.1 & 2 and learned AGP for respondent nos.3 & 4.

3] In view of failure to take steps on the part of appellant - acquiring body to bring names of L.Rs. of deceased respondent no.1 on record, the applicant nos.1A to 1E who claim to be L.Rs. of deceased respondent no.1, have moved this application seeking substitution of their names in the application seeking condonation

of delay.

4] Learned counsel for the appellants – acquiring body has no objection to allow the application.

5] Considering the cause assigned, the application is allowed in terms of prayer clause (B). Necessary substitution be made on the part of appellants – acquiring body in the application seeking condonation of delay as well as appeal within three weeks.

6] The application is disposed of in above terms.

(V.L. ACHLIYA, J.)