

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

36 CIVIL APPLICATION NO. 3818 OF 2021
IN
WRIT PETITION NO.10157 OF 2015

LATE MADHUKAR NATTHU PATIL THROUGH LRS PRABHAKAR
MADHUKAR PATIL AND OTHERS
VERSUS
ANUSAYABAI RAMCHANDRA PATIL AND OTHERS

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Advocate for Petitioners : Mr. M.M. Bhokarikar
AGP for Respondents 2 to 6: Mr. K.B. Jadhavar
Advocate for Respondents : Mr. P.R. Katneshwarkar
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CORAM : V. K. JADHAV, J.
DATED : 22nd MARCH, 2021

PER COURT:-

1. Learned counsel for the applicants submits that during pendency of the writ petition, petitioner No.5 Shobhabai Shivaji Patil (Shinde) and petitioner No.6 Vandanabai Subhash Patil died. Learned counsel submits that so far as civil application for bringing on record the legal heirs of deceased petitioner No.5 Shobhabai is concerned, there is no delay. However, the delay is caused in filing the application for bringing on record the legal heirs of petitioner No.6 Vandanabai.

2. Learned counsel Mr. Katneshwarkar appearing for the contesting respondents has no objection if the delay is condoned by setting the order of abatement, if any, for bringing on record the legal heirs of petitioner Nos. 5 and 6. Learned counsel Mr. Katneshwarkar

submits that other legal heirs are already brought on record and as such, there is no reason to oppose this application.

3. In view of above and for the reasons stated in the civil application, civil application is allowed in terms of prayer clauses “b”, “c” and “d” and disposed of.

4. List the writ petition for hearing as to admission on 26.04.2021.

(V. K. JADHAV, J.)

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