

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

**CIVIL APPLICATION NO.10045 OF 2021 IN
FIRST APPEAL NO.2823 OF 2019**

Shivaji s/o Sadaba Phadtale, Died L.Rs.
Smt. Chaturabai Shivaji @ Shivappa
Phadtale and others

... APPLICANTS

VERSUS

The Executive Engineer, Patbandhare
Majbutikaran Division, Omerga & ors.

... RESPONDENTS

.....

Ms L.R. Thakur, Advocate holding for
Mr. L.C. Patil, Advocate for applicant
Mr. P.M. Kulkarni, A.G.P. for respondents No.1 and 2
Mr. A.M. Gaikwad, Advocate for respondent No.3.

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CORAM : R. G. AVACHAT, J.

DATE : 24th September, 2021

PER COURT :

Heard learned counsel for the parties. For the reasons given in the application, the same is allowed in terms of prayer clauses A, B and C.

**(R. G. AVACHAT)
JUDGE**

fmp/-