

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

908 CIVIL APPLICATION NO.1504 OF 2022
IN FA/2696/2018

GORAKH SHIVAPPA KUMBHAR (DIED)
THR LRS SUMAN AND ORS

VERSUS

THE STATE OF MAHARASHTRA
THR THE COLLECTOR, OSMANABAD AND ORS

...

Advocate for Applicants : Mr M.R. Malpani h/f Mr A.B.Kale
AGP for Respondent Nos. 1 and 2 : Mr A.B. Chate
Advocate for Respondent No. 3 : Mr V.P. Patil

CORAM : SHRIKANT D. KULKARNI, J.

DATE : 23rd February 2022

PER COURT :

1. It is an application moved on behalf of the claimants seeking directions to the appellants to bring on record legal heirs of original claimant/Gorakh Shivappa Kumbhar, who died on 27.11.2018.
2. Heard Mr Malpani, learned counsel for the applicant/original claimants, Mr V.P. Patil, learned counsel for respondent No. 3/acquiring body and Mr A.B. Chate, learned AGP for Respondent Nos. 1 and 2.
3. Perused the death certificate of original claimant/Gorakh Shivappa Kumbhar, who died on 27.11.2018.
4. Having regard to the nature of dispute, it is necessary to allow this application.

ORDER

- (i) The application is hereby allowed in terms of prayer clause (B) and (C).
- (ii) The appellant/acquiring body to carry out necessary amendment in the title clause of appeal memo by bringing legal heirs of original claimant/Gorakh Shivappa Kumbhar on record and furnish the copy of amended appeal memo to the other side.
- (iii) Civil Application is disposed of.
- (iv) Stand over to 23.03.2022 for compliance.

(SHRIKANT D. KULKARNI, J.)

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