

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

**CIVIL APPLICATION NO. 5336 OF 2022**  
**IN SECOND APPEAL NO. 349 OF 1992**

DEORAO KESU AWARE DIED THROUGH LRS SARASWATIBAI  
DEORAO AWARE AND OTHERS  
VERSUS  
SURYABHAN LAXMAN AWARE DIED VISHWANATH  
SURYABHAN AWARE AND OTHERS

...  
Advocate for Applicants : Mr. K.F. Shingare  
Advocate for Respondent No.3 : Mr. P.F. Patni h/f.Mr. P.P. Patni  
....

**CORAM : RAJESH S. PATIL, J.**  
**DATE : 21<sup>st</sup> November, 2022.**

**PER COURT :**

- . This Civil Application is filed for bringing on record legal heirs of deceased respondent No.1.
2. Some of the legal heirs of deceased respondent No.1 are already on record as respondent Nos.2, 3 and 4.
3. Learned Counsel – Mr. P.F. Patni holding for learned Counsel – P.P. Patni states that, he has instructions to appear for the proposed legal heirs of the respondent No.1.
4. The Division Bench of this Court in **Keshao Kawadu**

**Maral and another Versus State of Maharashtra**, reported in 2005 (supp.) B.C.R. 226, condoned the delay of six years in filing the application for bringing legal heirs on record relying upon judgment of Hon'ble Supreme Court in the case of **Sardar Amarjit Singh Kalra (Died) by LRs and others Versus Pramod Gupta (Smt.) Dead) by Lrs. And others**, reported in (2003) 3 SCC 272.

5. Relying upon the above judgments and for the reasons stated in the civil application, civil application is allowed in terms of prayer clauses 'B', 'C' and 'D'.

6. The Civil Application is disposed off.

7. Amendment to be carried out within a period of two (2) weeks from today.

**[ RAJESH S. PATIL ]**  
**JUDGE**