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

**CIVIL APPLICATION NO.11279 OF 2018  
IN FA/912/2004**

**CHAMPATI GANGADHAR KAWALE DIED THR LRS  
SUMITRABAI CHAMPATI KAWALE DIED THR LRS AND ORS  
VERSUS  
THE KINWAT MUNICIPAL COUNCIL KINWAT THR ITS CHIEF  
EXEOFFICER AND ORS**

...

**Advocate for Applicants : Mr. S.A. Nimbalkar  
h/f. Mr. Gandhi Amol S.**

**Advocate for Respondent No. 1 : Mr. P. V. Mandlik  
AGP for Respondent No. 2 : Mr. A.M. Phule**

**CORAM : RAJESH S. PATIL, J.**

**DATED : 07 OCTOBER, 2022**

**PER COURT:-**

1. Civil Application No. 11279/2018 is filed for bringing legal heirs of applicant No. 2 – Madhavrao on record.
2. There is a delay of days in filing this application. Learned counsel for respondent opposes the application.
3. The Division Bench of this Hon'ble High 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 of bringing legal heirs on record, relying on Supreme Court judgment 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.

4. Relying upon the above judgments and for the reasons stated in the application, civil application No. 11279/2018 is allowed in terms of prayer clause 'B'. The Civil Application stands disposed off. Abetment stands set aside.

5. Amendment to be carried out within a period of six (06) weeks from today.

[ RAJESH S. PATIL, J. ]