

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

963 CIVIL APPLICATION NO.12361 OF 2022
IN FIRST APPEAL STAMP NO.9076 OF 2016

PANDURANG ABAJI MAGAR DIED HIS L.Rs. DNYANOBA &
OTHERS
VERSUS
THE EXECUTIVE ENGINEER, MEDIUM PROJECT DIVISION
OSMANABAD & OTHERS

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Advocate for Applicants : Mr.V.V.Tarde
AGP for Respondent-State : Mr.A.B.Chate
Advocate for Respondent no.1 : Adv.Purva A. Patil h/f.
Mr.U.K.Patil

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CORAM : S.G.DIGE, J.
DATE : 16.09.2022

P.C. :

1] The learned counsel for the applicants submits that this Court [Coram K.K.Sonawane], by order dated 12th October, 2017, had directed the applicants to take steps against deceased respondent but the steps were not taken within stipulated period, hence, appeal is abated against respondent nos.1B. Respondent no.1B is original claimant and poor agriculturist, hence, requested to allow the application.

2] Considering the submissions of the learned for the applicants and the respondents, application is allowed in terms of prayer clauses-B and C.

3] Civil Application is disposed of accordingly.

[S.G.DIGE]
JUDGE

DDC