

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

918 CIVIL APPLICATION NO.13127 OF 2022
IN FIRST APPEAL NO.1834 OF 2008

BALBHIM BABURAO SHERKAR DIED
THROUGH L.Rs.PRABHULING & OTHERS
VERSUS
THE STATE OF MAHARASHTRA & ANOTHER

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Advocate for the applicants : Mr.M.B.Kolpe h/f.

Mr.V.V.Ingale

AGP for Respondent-State : Mr.A.B.Chate

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CORAM : S.G.DIGE, J.

DATE : 16.09.2022

P.C. :

1] Heard the learned counsel for the applicants and the learned AGP for the respondent-State.

2] The learned counsel for the applicants submits that during pendency of the appeal, original claimants namely, Balbhim Baburao Sherkar and Jayling Balbhim Sherkar died, hence, it is necessary to bring legal heirs of deceased on record. The learned counsel further submits that there is delay for filing application, it be condoned.

3] Considering the submissions of the learned counsel for the applicants and the reasons mentioned in the application, application is allowed. Delay for filing this application is condoned.

- 4] Civil Application is disposed of accordingly.
- 5] The appellant to take steps within two weeks.

[S.G.DIGE]
JUDGE

DDC