

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO.1254 OF 2016
IN SA/750/2005

BAJIRAO RAGHU(RAGHU) ADAGALE DIED LRS HOUSRAO
AND OTHERS

VERSUS

SITARAM RAGHU(RADHU))ADAGALE AND OTHERS

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Advocate for Applicants : Mr. G.P. Darandale
h/f. Mr. N.K. Kakade

CORAM : RAJESH S. PATIL, J.

DATE : 18TH NOVEMBER, 2022

PER COURT :

1. Civil Application is filed for bringing on record legal heirs of deceased sole appellant.

2. There is some delay in filing this application. The counsel for respondent opposes the application.

3. 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 LR's 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 is allowed in terms of prayer clause 'B' and 'C'. Abatement stands set aside.

5. The Civil Application stands disposed off.

6. Amendment to be carried out within a period of four weeks from today.

(RAJESH S. PATIL, J.)