

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

**CIVIL APPLICATION NO. 14635 OF 2022 IN
FIRST APPEAL ST. NO. 12375 OF 2021**

Sayyad Rahimtulla Abbas Sayyad (died)
through L. Rs.

Applicants

Versus

The State of Maharashtra & others

Respondents

Mr. A. S. More, advocate for the Applicants
Mr. P. M. Kulkarni, AGP for Respondents No.1 & 2.
Mr. A. M. Gaikwad, advocate for Respondent No.3.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 17th October, 2022.

PC :

Heard rival submissions.

The applicants are seeking deletion of name of applicant no.1 – deceased Halima Rahimtulla Sayyad, who is Respondent No.1 in the appeal, since the remaining applicants being her legal heirs, are already on record. As per the copy of the death certificate of Halima, she died on 12th October, 2019. As such, there is delay of 1096 days for filing this application.

The learned Counsel for the acquiring body did not raise any strong objection since the appeal is to be proceeded further.

In view of the same, the application is hereby allowed in terms of prayer clause “B” and “C”. The appellant-acquiring body is directed to carry out the deletion forthwith.

Civil Application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb

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

**CIVIL APPLICATION NO. 14642 OF 2022 IN
FIRST APPEAL ST. NO. 12380 OF 2021**

Pyarabai Jana Chavan (died) & others Applicants

Versus

The State of Maharashtra & others Respondents

Mr. A. S. More, advocate for the Applicants
Mr. P. M. Kulkarni, AGP for Respondents No.1 & 2.
Mr. A. M. Gaikwad, advocate for Respondent No.3.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 17th October, 2022.

PC :

Heard rival submissions.

The applicants are seeking deletion of name of applicant no.1 – deceased Pyarabai Jana Chavan who is Respondent No.1 in the appeal, since the remaining applicants being her legal heirs, are already on record. As per the copy of the death certificate of Pyarabai Jana Chavan, she died on 05th August, 2010. As such, there is delay of 4361 days for filing this application.

The learned Counsel for the acquiring body did not raise any strong objection since the appeal is to be proceeded

further.

In view of the same, the application is hereby allowed in terms of prayer clause “B” and “C”. The appellant-acquiring body is directed to carry out the deletion forthwith.

Civil Application is accordingly disposed of.

(SANDIPKUMAR C. MORE)
JUDGE

adb

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

**CIVIL APPLICATION NO. 14639 OF 2022 IN
FIRST APPEAL ST. NO. 12392 OF 2021**

Bhaskar Govind Shinde (died),
through L. Rs.

Applicants

Versus

The State of Maharashtra & others

Respondents

Mr. A. S. More, advocate for the Applicants
Mr. P. M. Kulkarni, AGP for Respondents No.1 & 2.
Mr. A. M. Gaikwad, advocate for Respondent No.3.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 17th October, 2022.

PC :

Heard.

Issue notice to respondents, returnable on 28.11.2022.

Learned AGP waives service for Respondents No.1 and
2.

Mr. A. M. Gaikwad, advocate waives service for
Respondent No.3-acquiring body.

**(SANDIPKUMAR C. MORE)
JUDGE**

adb

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

**CIVIL APPLICATION NO. 14641 OF 2022 IN
FIRST APPEAL ST. NO. 12404 OF 2021**

Baba Eknath Shirsat (died),
through legal heirs

Applicants

Versus

The State of Maharashtra & others

Respondents

Mr. A. S. More, advocate for the Applicants.
Mr. A. M. Gaikwad, advocate for Respondent No.1.
Mr. P. M. Kulkarni, AGP for Respondents No.2 & 3.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 17th October, 2022.

PC :

Heard rival submissions.

The applicants, being legal heirs of sole Respondent-claimant – Baba Eknath Shirsat, who admittedly died on 04.09.2021, are seeking permission to bring themselves on record by condoning delay of 136 days.

The learned Counsel for the acquiring body did not raise any objection since the appeal is to be proceeded.

In view of the same, the application stands allowed in terms of prayer clause “B” and “C”. The acquiring body is directed to carry out the amendment within stipulated time.

**(SANDIPKUMAR C. MORE)
JUDGE**

adb