

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

**13 CIVIL APPLICATION NO.15186 OF 2022
IN FA/526/2019**

**BHAGWAT NARAYAN CHAUDHARI (DIED) THR LRS. AASHA
BHAGWAT CHAUDHARI AND ORS
VERSUS
THE EX. ENGINEER, MINOR IRRIGATION DIVISION, JALGAON AND
OTHERS**

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Advocate for Applicants : Mr. Rahul P. Savale h/f Mr. Patil Vinod
Prakash

Advocate for Respondent No. 1 : Mr. S. S. Chillarge
AGP for Respondent Nos. 2, 3 & 4-State : Mr. P. M. Kulkarni

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CORAM : SANDIPKUMAR C. MORE, J.

DATE : 28.11.2022.

PER COURT :

1. Heard rival submissions.
2. The applicants who are the legal representatives of sole respondent No. 1 Claimant, for bringing themselves on record. The sole Claimant Bhagwat has admittedly died on 26.12.2019 as per the copy of death certificate annexed and therefore there is delay of 931 days in filing this application. However, considering the right to defend the application is hereby allowed in terms of prayer Clause "B" and "C". The learned counsel for the appellant/acquiring body is directed to carry out the amendment within the stipulated period.

Application is accordingly disposed of.

3. List the First Appeal No. 526 of 2019 on 12.12.2022.

(SANDIPKUMAR C. MORE)
JUDGE

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