

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.1866 OF 2020

Shri Dattatraya Sansthan Shikhar Mahurgad, District Nanded through its Secretary
Vs.

State of Maharashtra through its Collector, Yavatmal and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. Pushkar Deshpande, Advocate h/f Mr. Digvijay Khapre, Advocate for petitioner.
Mr. N. R. Rode, AGP for respondent nos.1 and 3/State.
Mr. A. A. Kathane, Advocate for respondent no.2.
Mr. P. P. Deshmukh, Advocate for some of the respondents.

CORAM : AVINASH G. GHAROTE, J.

DATE : 23/08/2022

Civil Application (CAW) No.1794/2022
Civil Application (CAW) No. 1795/2022
Civil Application (CAW) No.1796/2022

1. Civil Application (CAW) No.1794 of 2022 seeks condonation of delay in bringing the legal heirs of respondent no.53 on record, Civil Application No.1795 of 2022 seeks to bring the legal heirs of respondent no.53 on record and Civil Application No.1796 of 2022 seeks setting aside abatement of the respondent no.53.

2. Mr. Deshpande, learned counsel for the petitioner, undertakes at any costs, in case the applications are allowed, the legal heirs of the respondent no.53 would be served before 6.9.2022. Accepting the statement, the applications are allowed.

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1. The order dated 3.8.2022 insofar as it relates to abatement as against the respondent no.53, is recalled. The amendment to the petition be carried out forthwith. On the same being done, issue notice to the added respondents, returnable on 6.9.2022.
2. The petitioner to serve the legal heirs of respondent no.53 by all modes permissible in law.
3. Hamdast granted.

JUDGE

Sarkate