

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

909 CIVIL APPLICATION NO.3244 OF 2023
IN FAST/20836/2016 WITH CA/3245/2023 IN FAST/20836/2016

GANGADHAR PIRAJI @ PIRBA BIRADAR DIED THR LRS
MAHADEVGANGADHAR BIRADAR AND ANR
VERSUS
THE G.M.I.D.C. THR THE EXE ENGINEER, SAKOL MEDIUM
PROJECT DIVISION, LATUR AND ORS

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Advocate for Applicants : Mr. S. S. Chillarge
AGP for Respondent Nos.15 & 16: Ms. G. L. Deshpande
Advocate for Respondent No.1 : Mr. A. M. Gaikwad

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**CORAM : SANDIPKUMAR C. MORE, J.
DATED : 10/03/2023.**

P. C. :

A) ORDER IN CIVIL APPLICATION NO.3244 OF 2023 :

1. Leave to transpose respondent Nos.2 to 14B as co-applicants and add prayer clause-A. Amendment be carried out forthwith. Leave is also granted for correcting middle name of deceased Gangadhar by mentioning his alias name.
2. Heard rival submissions.
3. The applicants are seeking permission to bring on record legal heirs of deceased respondent Nos.10 & 11, who admittedly died on 07/03/2018 and 04/08/2018, by condoning the respective delay as mentioned.
4. There is no strong objection from other side and considering the right to defend, the application stands allowed in terms of prayer clause-B.

5. The appellant - acquiring body is directed to carry out the amendment within stipulated period.
6. Application is accordingly disposed of.

B) ORDER IN CIVIL APPLICATION NO.3245 OF 2023 :

1. Leave to transpose respondent Nos.2 to 15B as co-applicants. Amendment be carried out forthwith.
2. Heard rival submissions.
3. The applicants are seeking permission to bring on record legal heirs of deceased respondent Nos.14, who admittedly died on 18/11/2022.
4. There is no strong objection from other side and the application appears to be filed within limitation. As such considering the right to defend, the application stands allowed in terms of prayer clause-B.
5. The appellant - acquiring body is directed to carry out the amendment within stipulated period.
6. Application is accordingly disposed of.

(SANDIPKUMAR C. MORE, J.)