

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 4044 OF 2023
IN FIRST APPEAL NO. 1273 OF 2021
WITH CA/6793/2021 IN FA/1273/2021

INDAL S/O GULCHAND KAHITE DIED THR LRS
MATHURABAI INDALE KAHITE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH COLLECTOR
AURANGABAD AND OTHERS

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Mr. P.M. Janapurkar – Advocate for Applicants
Mr. A.B. Chate – AGP for Respondent Nos.1 and 2, State
Mr. K.P. Rodge h/f. Mr. P.G. Rodge – Advocate for Respondent
No.3

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CORAM : SANDIPKUMAR C. MORE, J.
DATE : 27th March, 2023

PER COURT :

1. Heard rival submissions.
2. The applicants are seeking correction only in the name of applicant no.1[d] as Savita w/o. Shamsundar Maher instead of Savita Sham Maher as stated in the title clause of main appeal.
3. The learned counsel for the appellant - acquiring body

also admits that, such correction can be done since, the applicants were not the parties in original proceedings. The Adharcard of applicant no.1[d] also shows that her name as Savita w/o. Shamsundar Maher.

4. As such, the application is partly allowed and the appellant – acquiring body is directed to carry out the amendment in the main appeal as well as stay application No.6793 of 2021 in respect of name of present applicant no.1[d] as aforesaid forthwith.

5. The Civil Application is disposed of.

CIVIL APPLICATION NO. 6793 OF 2021

6. Since the appellant – acquiring body has deposited entire amount of compensation alongwith the interest, the application is made absolute in terms of prayer clause ‘B’ and disposed of.

**[SANDIPKUMAR C. MORE]
JUDGE**

Pooja K.