

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

5 CIVIL APPLICATION NO. 5666 OF 2023
IN FIRST APPEAL NO. 3348 OF 2021

SHANTKUMAR KASHINATH TONGALE (DIED) THROUGH
LRS. NIRMALA SHANTKUMAR TONGALE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH THE
COLLECTOR OSMANABAD AND OTHERS

...
Mr. Akash Madne h/f. Mr. A.B. Kale – Advocate for Applicants
Mr. B.V. Virdhe – AGP for Respondent Nos.1 and 3
Mr. M.C. Swami – Advocate for Respondent No.2
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CORAM : SANDIPKUMAR C. MORE, J.
DATE : 17th August, 2023

PER COURT :

1. Heard rival submissions.
2. The applicants are seeking permission to bring themselves on record in the appeal being the legal representatives of respondent No.1 – claimant, who admittedly died on 18.05.2022, by condoning the delay of 252 days.
3. There is no strong objection from other side and considering the right to defend, the application stands allowed

in terms of prayer clauses 'B' and 'C'.

4. The appellant – acquiring body is directed to carry out the amendment within stipulated period.

5. The civil application is accordingly disposed of.

[SANDIPKUMAR C. MORE]
JUDGE