

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY  
BENCH AT AURANGABAD  
CIVIL APPLICATION NO. 12493 OF 2022 IN  
FIRST APPEAL NO. 2125 OF 2019**

Rangnath Gana Sonawane (died)  
through L. Rs.

Applicants

Versus

The State of Maharashtra & another

Respondents

Mr. V. V. Ingale, advocate for the Applicants

Mr. S. N. Kendre, AGP for Respondents No.1 & 2.

**CORAM : SANDIPKUMAR C. MORE, J.**

**DATE : 17<sup>th</sup> January, 2023.**

**PC :**

Heard rival submissions.

The applicants, being the legal heirs of sole respondent in the main appeal, are seeking permission to bring themselves on record by condoning delay of 73 days. Rangnath died on 02.02.2022.

Considering the right to defend, the application stands allowed in terms of prayer clauses "A" and "B". The State-acquiring body is directed to carry out the amendment forthwith.

Civil Application is disposed of accordingly.

**(SANDIPKUMAR C. MORE)  
JUDGE**

adb

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The applicants are seeking withdrawal of entire compensation amount which has been deposited by the State-acquiring body.

In other connected matter, this Court, vide order dated 18.11.2022, has already permitted the applicants therein to withdraw 75% of the deposited amount and, therefore, the applicants herein are permitted to withdraw 75% of the deposited amount along with proportionate interest accrued thereon till date by furnishing usual undertaking before the Registrar (J) of this Court. The remaining amount be invested in FDR, in any

Nationalised Bank, on yearly renewal basis till final disposal of the appeal.

Civil Application is accordingly disposed of.

**(SANDIPKUMAR C. MORE)**  
**JUDGE**

adb