

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

**CIVIL APPLICATION NO. 12681 OF 2021
IN
WRIT PETITION NO. 4185 OF 2021**

Mahadev S/o Jaywanta Kamble
through it's L.Rs.

Vithubai Wd/o Mahadev @ Mahadu Kamble
and another

... Applicants

Versus

The State of Maharashtra and others

... Respondents

....

Mr. R. K. Ashtekar, Advocate h/f Mr. D. N. Gilche, Advocate for
applicants

Mr. A. S. Shinde, AGP for respondent Nos. 1 and 2

Mr. H. V. Patil, Advocate for respondent No.3

Mr. P. V. Ambade, Advocate for respondent Nos.4-A to 4-C.

Mr. C. C. Deshpande, Advocate for respondent No.5-A.

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**CORAM : MANGESH S. PATIL &
S. G. CHAPALGAONKAR, JJ.**

DATE : 16.01.2023

PER COURT :-

By way of this civil application, the legal
representatives of deceased petitioner Mahadev are being sought
to be brought on record, some of which are arrayed herein as
respondents. All these legal representatives on the basis of a

decision of a Civil Court in a proceeding under the Bombay Regulation 1927 are unanimously seeking to be brought on record as legal representatives of deceased Mahadav.

2. Since this is a petition seeking de-reservation under Section 127 of the Maharashtra Regional and Town Planning Act, 1966, without indulging into the legality or otherwise and the heirship certificate granted by the Civil Court, the civil application is allowed.

3. The amendment be carried out within two weeks.

[S. G. CHAPALGAONKAR, J.]

[MANGESH S. PATIL, J.]

SMS