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924-ca-2954-24

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

**924 CIVIL APPLICATION NO. 2954 OF 2024
IN FA/3576/2018**

**THE EXECUTIVE ENGINEER PATHBANDHARE MAJBUTIKARAN
DIVISION, OMERGA, TALUKA OMERGA AND OTHERS
VERSUS
SIDHANA RAMA GURAV AND OTHERS**

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Advocate for Applicant no.1 : Mr. G. B. Rajale
AGP for Applicant nos. 2 and 3 – State : Mr. D. B. Bhange
Advocate for Respondent no.1 : Mr. Ajeet B. Kale

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**WITH CIVIL APPLICATION NO. 11167 OF 2023
IN FA/3576/2018**

CORAM : Y. G. KHOBRAGADE, J.

DATE : 05.04.2024

PER COURT :

1. By the present application, the applicant made combined prayer for condonation of delay of 642 days caused while filing application for bringing the legal heirs of deceased respondent no. 3 on record, as well as setting aside abatement and permission to bring the legal heirs of the deceased respondent no. 3 on record.

2. Mr. Kale, the learned counsel waives notice for the legal heirs of the respondent no.3 and raised no objection for condonation of delay, setting aside abatement and bringing the legal heirs of deceased

respondent no. 3 on record.

3. Accordingly, the delay, if any, caused is hereby condoned. The abatement is set aside. The applicant is hereby permitted to bring the legal heirs of deceased respondent no. 3 on record. Necessary amendment be carried out within period of 14 days from today.

4. Stand over to 19.04.2024.

(Y. G. KHOBRADE, J.)

shp