

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

930 CIVIL APPLICATION NO. 2961 OF 2024
IN FA/2188/2016

Gangaram Yashwanta Wadgave Died Thr Lrs Bajrang And Ors

VERSUS

M.I.D.C. through Regional Officer, Latur

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Mr. G. R. Syed – Advocate for applicants

Mr. G. S. Khaire h/f Mr. S. S. Dande - Advocate for respondent no.1

Mrs. S. N. Deshmukh - AGP for Respondent Nos. 4 and 5

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CORAM : R. G. AVACHAT
AND
NEERAJ P. DHOTE, JJ.

DATED : 26TH APRIL, 2024

PER COURT : -

1. This is the Application for condonation of 639 days delay caused in preferring the application for bringing on record the legal heirs of deceased / applicant no. 3 i.e. Nandkishor, with a further prayer to permit them to bring on record the legal heirs of said applicant.

2. The Application is moved by the original objection Petitioner / Cross - Objectionists. The copy of death certificate showing the name of applicant no. 3 as deceased is enclosed with the application. The date of death is 13.05.2021.

3. For the reasons stated in the application, we pass the following order.

ORDER

[i] Civil Application is allowed.

- [ii] The delay of 639 days caused in preferring the application is condoned.
- [iii] The abatement of Appeal to that extent is set aside.
- [iv] The Applicants are permitted to bring on record the legal heirs of deceased / applicant no. 3.
- [v] Amendment to be carried out forthwith.

[NEERAJ P DHOTE]
JUDGE

[R. G. AVACHAT]
JUDGE

SG Punde