



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

**CIVIL APPLICATION NO. 4465 OF 2024
WITH
CIVIL APPLICATION NO. 3632 OF 2024
IN FA/927/2017**

**BHAGWAN JAYKUJI NIRVAL (DIED) THR. LRS SITABAI
VINAYAKRAO LAHANE
VERSUS
THE STATE OF MAHARASHTRA THROUGH COLLECTOR
PARBHANI AND ORS**

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Mr. D. M. Kakade, Advocate for applicant
Mr. S. V. Hange, AGP for respondent Nos. 1 and 2
Mr. S. M. Ganachari, Advocate for respondent No.3

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CORAM : Y. G. KHOBRAGADE, J.

DATE : 29 APRIL 2024

PER COURT :-

1. Heard the learned Counsel for respective parties at length.
2. By the present application, the applicants/claimants prays for condonation of delay of 721 days excluding the period of pandemic Covid-19, caused for bringing the legal heirs of deceased appellant/original claimant on record as well as setting

aside the abatement and permission to bring the legal heirs of deceased appellant on record.

3. The delay explained by the applicant appears to be bona-fide and justifiable. Therefore, the delay is hereby condoned. The abatement is quashed and set aside. The applicant is permitted to bring the legal heirs of deceased appellant on record.

4. Necessary amendment be carried out within a period of two weeks from today.

5. Both the civil applications are accordingly disposed of.

[Y. G. KHOBRADE, J.]

SMS