IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

906 FIRST APPEAL NO. 1134 OF 2006

Bhaidas Devman Koli (since Deceased) Thr Lrs. Dinesh Bhaidas Koli
VERSUS
The State Of Mah And Ors
...
Mr. Dhananjay A Naik, Advocate for Appellant
Mr. D. J. Patil, AGP for Respondents/State
Mr. A. D. Pawar, Advocate for Respondent No.3

WITH
FIRST APPEAL NO. 2366 OF 2010 WITH
FIRST APPEAL NO. 942 OF 2010 WITH
FIRST APPEAL NO. 2413 OF 2012 WITH
CIVIL APPLICATION NO. 13640 OF 2025 IN FA/1754/2010 WITH
CIVIL APPLICATION NO. 11020 OF 2024 IN FA/1709/2010 WITH
X-OBJECTION NO. 121 OF 2025 IN FA/2035/2012 WITH
CIVIL APPLICATION NO. 13639 OF 2025 IN X-OBJST/30521/2014 WITH
CIVIL APPLICATION NO. 13638 OF 2025 IN X-OBJST/28116/2014 WITH
CIVIL APPLICATION NO. 13637 OF 2025 IN FA/996/2010 WITH
CIVIL APPLICATION NO. 13641 OF 2025 IN FA/402/2013 WITH
CIVIL APPLICATION NO. 5635 OF 2012 IN FAST/8874/2012 WITH
FIRST APPEAL NO. 743 OF 2009 WITH
FIRST APPEAL NO. 742 OF 2009 WITH
FIRST APPEAL NO. 2035 OF 2012 WITH
CIVIL APPLICATION NO. 8581 OF 2022 IN FA/2627/2009 WITH
FIRST APPEAL NO. 3524 OF 2008 WITH
FIRST APPEAL NO. 1754 OF 2010 WITH
FIRST APPEAL NO. 1688 OF 2010 WITH
FIRST APPEAL NO. 1677 OF 2010 WITH
FIRST APPEAL NO. 1695 OF 2010 WITH
X-OBJECTION (STAMP) NO. 11714 OF 2013 IN FA/2797/2011 WITH
X-OBJECTION (STAMP) NO. 11715 OF 2013 IN FA/2799/2011 WITH
FIRST APPEAL NO. 2361 OF 2025 WITH
CIVIL APPLICATION NO. 16410 OF 2015 IN FAST/11780/2015 WITH
FIRST APPEAL NO. 1371 OF 2014 WITH
FIRST APPEAL NO. 1450 OF 2014 WITH
FIRST APPEAL NO. 2799 OF 2011 WITH
FIRST APPEAL NO. 2800 OF 2011 WITH
FIRST APPEAL NO. 2798 OF 2011 WITH
FIRST APPEAL NO. 2797 OF 2011 WITH
FIRST APPEAL NO. 979 OF 2006 WITH
CIVIL APPLICATION NO. 9229 OF 2025 IN FA/2799/2011 WITH
CIVIL APPLICATION NO. 12503 OF 2023 IN FA/2797/2011 WITH

X-OBJECTION NO. 120 OF 2025 IN FA/2413/2012 WITH
X-OBJECTION NO. 239 OF 2025 IN FA/996/2010 WITH
X-OBJECTION (STAMP) NO. 28116 OF 2014 IN FA/1677/2010 WITH
CIVIL APPLICATION NO. 10004 OF 2025 IN FAST/8874/2012 WITH
CIVIL APPLICATION NO. 11944 OF 2014 IN X-OBJST/30519/2014 WITH
CIVIL APPLICATION NO. 5932 OF 2023 IN X-OBJST/30521/2014 WITH
X-OBJECTION (STAMP) NO. 33244 OF 2012 IN FA/1688/2010 WITH
CIVIL APPLICATION NO. 12502 OF 2023 IN FA/2797/2011 WITH
X-OBJECTION (STAMP) NO. 34629 OF 2015 IN FA/1371/2014 WITH
X-OBJECTION NO. 91 OF 2025 IN FA/1450/2014 WITH
X-OBJECTION (STAMP) NO. 35317 OF 2015 IN FA/2798/2011
....

CORAM : SANJAY A. DESHMUKH, J.

DATE : 10.12.2025

PER COURT :-

CIVIL APPLICATION NO. 13640 OF 2025
CIVIL APPLICATION NO. 11020 OF 2024
CIVIL APPLICATION NO. 13639 OF 2025
CIVIL APPLICATION NO. 13638 OF 2025
CIVIL APPLICATION NO. 13637 OF 2025
CIVIL APPLICATION NO. 13641 OF 2025
CIVIL APPLICATION NO. 9229 OF 2025
CIVIL APPLICATION NO. 10004 OF 2025

1. Heard.

2. These are the applications for condonation of 1287, 3912, 5401, 1284, 1289, 3074, 161 and 124 days delay respectively caused in filing the Civil Applications for bringing the legal representatives of deceased claimants on record as well as for setting aside abatement.

3. Learned advocate for the respondents strongly opposed the applications and submitted that sufficient reasons are not given in the applications to condone the delay and lastly prayed to reject the applications.

4. Perused the applications. Considering the reasons stated therein, it appears that the delay is not deliberately caused. Hence, the applications deserve to be allowed in the interest of justice. Hence, the following order:

::ORDER::

1. The applications are allowed by setting aside the abatement.

2. The delay of 1287, 3912, 5401, 1284, 1289, 3074, 161 and 124 days respectively caused in filing the Civil Applications for bringing the legal representatives of deceased claimants on record is condoned.

3. The applicants are directed to amend the appeal memo by bringing the legal representatives of the claimants on record within a week.

4. The Civil Applications are disposed of.

5. List the matters on 22.12.2025 for final hearing.

[SANJAY A. DESHMUKH, J.]

HRJadhav