

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO.1165 OF 2024
IN
FIRST APPEAL NO.400 OF 2011**

The State of Maharashtra
through the Special Land Acquisition Officer : Applicant
Orig. Opponent

Vs.

Shri Dattaram Ramchandra Jadhav
since deceased through his legal heirs
Smt. Surekha Dattaram Jadhav & Ors. : Respondents
Orig. Claimants

IN THE MATTER BETWEEN

The State of Maharashtra
through the Special Land Acquisition Officer : Applicant
Orig. Opponent

Vs.

Smt. Sitabai Ramchandra Jadhav & Ors. : Respondents

Adv. Rohit P. Mahadik i/by Khandeparkar & Associates for the Respondent
Nos. 1 to 6.
Adv. Jayesh Gawade i/by Shiraji Nirmale for the Respondent Nos. 7 to 10.

CORAM : KISHORE C. SANT, J.

DATE : 7TH FEBRUARY, 2024

PC. :

1. Heard the parties.
2. This Application is for bringing legal heirs of deceased

Respondent No.5 on record which are shown as 5A to 5D. Respondent No.5F also expired his legal heirs are shown as 5F-i to 5F-iii. There is delay of 10 years & 138 days caused in filing this Application. The authority is not expected to be aware of death of private person. The Application is filed after receiving intimation from the Advocate for the Respondents. Hence for this reason there is delay. For the reasons stated in the Application delay stands condoned.

3. Application Stands allowed.
4. Necessary amendment to be carried out in the First Appeal as well as in Civil Application within a period of one week.
5. The Application stands disposed of.

(KISHORE C. SANT, J.)