

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 4082 OF 2006
WITH
CIVIL APPLICATION NO. 4 OF 2024
IN
FIRST APPEAL (ST) NO. 25342 OF 2000**

The State of Maharashtra

**...Applicant/
Appellant**

Versus

Vishnu Pandurang Pawar

...Respondent

**Ms. Tanaya Goswami, AGP, for the Applicant/Appellant-State.
None present for the Respondent.**

**CORAM Dr. Neela Gokhale, J.
DATED: 11th January 2024**

PC:-

1. The application seeks setting aside the order of abatement of First Appeal for the reason that the Applicant/Appellant had failed to bring on record the legal heirs of the deceased-Respondent as a party within the period of limitation. There is also a prayer to condone the delay in filing the application for bringing on record the legal heirs of the deceased-Respondent. There is a delay of 167 days in making said application. From the averments in the application,

it appears that the amount of compensation granted to the Respondent is only Rs. 37,000/-. The said compensation amount has been challenged by the Applicant/Appellant in the First Appeal.

2. There is no justifiable ground made out in the application by the Applicant/Appellant to condone the delay.
3. In view of the foregoing, the applications stand disposed as dismissed.
4. First Appeal (Stamp) No. 25342 of 2000 remains abated.

(Dr. Neela Gokhale, J.)

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