



IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

918 CIVIL APPLICATION NO. 11837 OF 2024
IN FIRST APPEAL NO. 1774 OF 2019
WITH
CIVIL APPLICATION NO. 11838 OF 2024 IN FA/1774/2019

THE EXECUTIVE ENGINEER MINOR IRRIGATION (LOCAL SECTOR)
DIVISION OSMANABAD AND OTHERS

VERSUS

CHANDULAL RAHEMAN KURNE DIED THROUGH L.RS.
KASHIMBEE DIED THROUGH L.RS. SHAMA AKBAR INAMDAR AND
OTHERS

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Mr. Gulab B. Rajale – Advocate for Applicant No.1
Mr. Rajkumar B. Dhaware – AGP for Applicant Nos.2 and 3, State
Mr. Yash Pareek h/f. Mr. Ajeet B. Kale – Advocate for Respondents

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CORAM : SANJAY A. DESHMUKH, J.
DATE : 16th JANUARY, 2025

PER COURT :

CIVIL APPLICATION NO. 11837 OF 2024

1. Learned advocate for applicant No.1 pointed out the intimation letter regarding death of respondent No. 1A submitted by the claimant's advocate dated 19.03.2024. It is taken on record and marked as X-1 for identification.

2. This is an application filed for bringing on record legal representatives of respondent No.1A by condoning the delay of 273

days on record.

3. Perused the application. Heard learned advocates for the applicants and respondents, respectively.

4. Considering the reasons stated in the application it appears that, the delay is not deliberately caused therefore the delay of 273 days stands condoned in the interest of justice. The application is allowed in terms of prayer clause 'B' and permission to bring legal representatives on record is granted by setting aside the abatement.

5. The application is disposed of accordingly.

6. Necessary amendment be carried out within one week in appeal memo as well as in other applications.

7. List the Civil Application No.11838 of 2024 on 13th February, 2025.

[SANJAY A. DESHMUKH]
JUDGE