



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

952 CIVIL APPLICATION NO. 7521 OF 2025
IN FA/931/2024

SHANKAR JABAJI TIMKARE DIED THR LRS YASHODABAI
SHANKAR TIMKARE AND ORS

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
AHILYANAGAR

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Advocate for Applicants : Mr. Jayabhar Dattatraya R.
AGP for Respondent/s-State : Mr. B. A. Shinde.

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CORAM : SHAILESH P. BRAHME, J.
DATE : 01.08.2025

PER COURT :-

1. In disposed of appeal, applicants are seeking their replacement due to death of applicant Shankar Jabaji Timkare. It is informed that sole applicant died on 06.05.2019. The cause of action survives against applicant Nos.1A to 1E. Inadvertently, it was not brought to the notice of Panel of Lok-Adalat which passed order on 09.12.2023. It would be hyper technical to reject the application for want of pleadings and prayers for condonation of delay and setting aside abatement.
2. Civil application is allowed partly and the deceased applicant shall be replaced by applicant Nos.1A to 1E.

3. Applicant Nos.1A to 1E shall be at liberty to receive the amount which is transmitted to Reference Court.

(SHAILESH P. BRAHME, J.)

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vmk/-