



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

52 CIVIL APPLICATION NO. 8536 OF 2025
IN FA/2067/2025

HANMANT SADHU FADTALE DIED
THROUGH LRS NAGNATH DIED
THROUGH LRS SHARDABAI AND ORS.

VERSUS

THE STATE OF MAHARASHTRA
THROUGH THE COLLECTOR OSMANABAD AND ORS.

...

WITH

CIVIL APPLICATION NO. 8521 OF 2025
IN FA/2055/2025

WITH

CIVIL APPLICATION NO. 8525 OF 2025
IN FA/2059/2025

WITH

CIVIL APPLICATION NO. 8529 OF 2025
IN FA/2060/2025

WITH

CIVIL APPLICATION NO. 8534 OF 2025
IN FA/2065/2025

WITH

CIVIL APPLICATION NO. 8538 OF 2025
IN FA/2069/2025

...

Advocate for Applicants: Mr.Laxmikant C.Patil
AGP for Respondent/State : Mr.B.A.Shinde
Advocate for Acquiring Body : Mr.A.M.Gaikwad

...

CORAM : SHAILESH P BRAHME, J.

DATE : 25.08.2025

PER COURT :

. These applications are filed by original claimants or legal heirs

of sole claimant for bringing heirs of deceased claimants on record. They are praying for condonation of delay and for setting aside abatement also. Following persons who are original claimants died in the respective appeals :

SR.NO.	C.A.No.	FA.No.	Name of Deceased
1	8536/2025	2067/2025	Hanmant Sadhu Fadtale
2	8521/2025	2055/2025	Govind Shriram Gaikwad
3	8525/2025	2059/2025	Kerba Shivram Gaikwad
4	8529/2025	2060/2025	Suryabhan Dhondiba Jadhav
5	8534/2025	2065/2025	Shriram Yadhav Jadhav
6	8538/2025	2069/2025	Kerba Babarao Jadhav

2. The cause of action survives against heirs of the deceased-claimants. The acquiring body should have filed these applications but the claimants are coming forward with such applications.

3. For the reasons stated in the applications, delay needs to be condoned for bringing heirs on record.

4. Civil applications are allowed by condoning the delay, setting aside abatement and directing the parties to bring legal heirs of deceased claimants on record.

5. Both the parties shall be at liberty to carry out amendment.

[SHAILESH P BRAHME, J.]