



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

938 SECOND APPEAL NO. 29 OF 1990

MARUTI HARAJI SURYAWANSHI AND OTHERS.

....Appellant

VERSUS

THE STATE OF MAH.THRO.COLLECTOR AND OTHERS.

.....Respondent

WITH

CIVIL APPLICATION NO. 10959 OF 2025

IN SA/29/1990

WITH

CIVIL APPLICATION NO. 10957 OF 2025

IN SA/29/1990

WITH

CIVIL APPLICATION NO. 10962 OF 2025

IN SA/29/1990

WITH

CIVIL APPLICATION NO. 10961 OF 2025

IN SA/29/1990

WITH

CIVIL APPLICATION NO. 10956 OF 2025

IN SA/29/1990

WITH

CIVIL APPLICATION NO. 11783 OF 2014

IN SA/29/1990

WITH

CIVIL APPLICATION NO. 11784 OF 2014

IN SA/29/1990

Mr. G. D. Kale, Advocate for the appellant

Ms Janvi Gharge, Advocate h/f Mr. V. D. Gunale, Advocate for respondent

Mr. K. S. Patil, APP for the respondents/State

CORAM : ABHAY J. MANTRI, J.

DATE : 18th NOVEMBER, 2025

PER COURT :

**CIVIL APPLICATION NO. 11783 OF 2014
IN SA/29/1990**

1. The applicants have moved this application to condone the delay in filing the application for bringing the LRs of respondent Nos. 2 to 5 and permit them to bring their names on record, for which the learned advocates for the respondents have no objection.

2. Having considered the reasons disclosed in the application and having no objection from the respondents, the application is allowed. The delay is condoned. The applicants are permitted to bring the legal heirs of respondent Nos. 2 to 5 on record within a period of two weeks and supply a copy of the amended appeal memo to the respondents within a period of one week thereafter, failing which, the appeal shall stand dismissed without further reference to the court. The order of abatement, if any, is set aside.

**CIVIL APPLICATION NO. 10956 OF 2025
IN SA/29/1990**

1. Issue notice to the proposed respondents Nos. 5-B-1 to 5-B-3, returnable on 16-12-2025.

**CIVIL APPLICATION NO. 10961 OF 2025
IN SA/29/1990
WITH
CIVIL APPLICATION NO. 10959 OF 2025
IN SA/29/1990
WITH
CIVIL APPLICATION NO. 10957 OF 2025
IN SA/29/1990**

1. The applicants have moved these applications to condone the delay in filing the applications for bringing the LRs of appellant Nos. 1, 4 & 5, respectively and permit them to bring their names on record, for which the learned advocates for the respondents have no objection.
2. Having considered the reasons disclosed in the applications and having no objection from the respondents, the applications are allowed. The delays in filing the application are condoned. The applicants are permitted to bring the legal heirs of appellant Nos. 1, 4 and 5 on record within a period of two weeks and supply a copy of the amended appeal memo to the respondents within a period of one week thereafter, failing which, the appeal shall stand dismissed without further reference to the court. The order of abatement, if any, is set aside.

**CIVIL APPLICATION NO. 10962 OF 2025
IN SA/29/1990**

1. The applicants have moved this application for extension of time to bring the legal heirs of applicant/appellant No.2 on record and permit them to carry out the amendment as per the order dated 09-06-2015.

2. Having considered the reasons disclosed in the application and no objection by the respondents, two weeks' time is extended to comply with the order, failing which the appeal shall stand dismissed.

**CIVIL APPLICATION NO. 11784 OF 2014
IN SA/29/1990**

1. This application will be heard along with the main appeal.

[ABHAY J. MANTRI, J.]