



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

**CIVIL APPLICATION NO. 10473 OF 2025
IN FAST/168/2025**

Dattu S/o Appa Kadam Thr. his Legal representatives Kantabai
Dattu Kadam & Ors

VERSUS

The State Of Maharashtra Through The Collector Osmanabad
And Ors

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Mr. L. C. Patil, Advocate for Applicant

Mr. S. V. Hange, AGP for respondent-State

Mr. Umesh Mitkari h/f Mr. M. S. Kulkarni, Advocate for
Respondent no.3

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CORAM : AJIT B. KADETHANKAR.

DATED : 24TH SEPTEMBER, 2025

ORDER :-

. Not on board. Upon being mentioned, taken on board.

2. Learned Advocate Mr. L. C. Patil, representing the applicants submits that during the pendency of the First Appeal, the claimant namely Dattu S/o Appa Kadam is died, who is now represented by his legal representatives i.e. applicant nos.1 to 4 in the Civil Application.

3. In view of this, Mr. L. C. Patil, learned Advocate submits that the appellants need to be directed to amend the title clause of the appeal by adding the names of the applicant

nos.1 to 4 as legal representatives of the deceased claimant. Mr. Patil would further submit that there is delay of 1201 days in filing this application which is not out of any lethargy or negligence on the part of the applicants. Due to unawareness of the legal proceedings, they could not approach the Advocate earlier.

4. Mr. S. V. Hange, learned AGP and Mr. Umesh Mitkari h/f Mr. M. S. Kulkarni appearing for the Acquiring Body places their no objection for passing appropriate orders.

5. In view of this, I pass following order:

ORDER

- a. Civil Application is allowed.
- b. The delay of 1201 days caused in filing the present Civil Application stands condoned.
- c. Appellants shall amend the title clause of appeal and applications therein by incorporating the names of applicant nos.1 to 4 as legal representatives of deceased claimant Dattu S/o Appa Kadam within four weeks from today.
- d. Civil Application stands disposed of.

(AJIT B. KADETHANKAR, J.)