



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

**CIVIL APPLICATION NO. 12819 OF 2025
IN
FIRST APPEAL STAMP NO. 22241 OF 2025**

Ashruba Ganpati Nagargoje
Since deceased through L.Rs.
Samabai Ashruba Nagargoje and others .. Applicants

Versus

The Executive Engineer, Irrigation
Department District Beed and others .. Respondents

Shri Shambhuraje Deshmukh, Advocate h/f Shri Ramraje
Deshmukh, Advocate for the Applicants.
Shri S. V. Hange, A.G.P. for the Respondent Nos. 2 and 3.

**CORAM : SHAILESH P. BRAHME, J.
DATE : 25TH NOVEMBER, 2025.**

FINAL ORDER :

. Applicants seek condonation of delay caused in filing application for setting aside abatement and bringing legal heirs of the sole claimant on record.

2. The legal heirs of the deceased claimant are the necessary parties. The cause of action survives against them. For the reasons stated in the application, it is desirable to condone the delay.

3. The delay stands condoned. The civil application is

allowed in terms of prayer clause 'B'. The civil application is disposed of.

4. Both the parties shall be at liberty to carry out amendment within a period of two (02) weeks from today.

[SHAILESH P. BRAHME J.]

bsb/Nov. 25