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76 CA 13528 OF 2025

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

76 CIVIL APPLICATION NO. 13528 OF 2025
IN FAST/10984/2024

BHAVRAO LIMBAJI PAWAR DIED THROUGH L.RS.
VERSUS
THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR

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Mr. Pingale Durgesh Madhukar, Advocate for Applicant
Mr. N. R. Dayma, AGP for Respondents/State

WITH
CIVIL APPLICATION NO. 6606 OF 2024
IN FAST/10984/2024

WITH
CIVIL APPLICATION NO. 6607 OF 2024
IN FAST/10984/2024

WITH
CIVIL APPLICATION NO. 13530 OF 2025
IN FAST/10984/2024

...

CORAM : SHAILESH P. BRAHME, J.
DATE : 09.12.2025

PER COURT :-

- . Heard both sides.
2. Applicants are seeking condonation of delay in setting aside abatement and in bringing legal heirs of deceased claimant no.3d Chhagabhai Dhondiba Kachkure on record. The legal heirs are necessary parties as the

cause of action survives against them. The acquiring body should have taken steps but the claimants are coming forward for bringing legal heirs of deceased claimant no.3. It is desirable to condone the delay.

3. Civil Application is allowed in terms of prayer clause “B”, “C” and “D”.

4. List this matter on 13.01.2026. If the acquiring body has not deposited the amount, the same shall be deposited with and stay granted earlier shall continued till then.

5. Both the parties are at liberty to carry out the amendment.

(SHAILESH P. BRAHME, J.)