

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 3297 OF 2025
IN
WRIT PETITION NO. 9477 OF 2016

Rajendra Maruti Bengale Since Dec
Thr Legal Heirs
Smt. Sushma Rajendra Bengale

...Applicants

In the matter between :

Shri. Rajendra Maruti Bengale & Others
Versus

...Petitioners

State Of Maharashtra Thr Secretary And Ors

...Respondents

Mr. V.A. Gangal i/b Ms. Shweta Parab, for the Applicant.
Adv. S.D. Vyas, Addl. GP i/b M.M. Pable, AGP.

**CORAM : G. S. KULKARNI &
ADVAIT M. SETHNA, JJ.**

DATE : 05 MARCH 2025

P.C.:

1. By this Interim Application, the applicants have prayed to bring legal heirs of the deceased Mr. Rajendra Maruti Bengale, who expired on 2 April 2024, during pendency of these proceedings.

2. We have perused the averments made in the interim application, filed by the legal heirs/representatives of the deceased petitioner. We find that the averments as set out in the interim application on delay in filing such application, more particularly, in paragraphs No. 2 to 6 thereof,

appropriately explain and justify the delay, for us to allow the said application, by condoning such delay in bringing the legal heirs/representatives of the deceased petitioner on record. There is no opposition to this application filed by any of the respondents.

3. In view of the above, in the interest of justice, we allow the interim application in terms of prayer clause (1).

4. The rights and contentions of all parties and more particularly of the Applicant Nos. 1.a and 1.b stated to be the legal heirs/representatives of the deceased petitioner, are expressly kept open.

5. Let appropriate amendments be carried out within two weeks from the date this order is made available to the parties and the amended copies of the petition be served on all the parties.

6. Interim Application stands disposed of in the above terms. No costs.

[ADVAIT M. SETHNA, J.]

[G. S. KULKARNI, J.]