

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****INTERIM APPLICATION NO. 10189 OF 2025****IN****FIRST APPEAL NO. 537 OF 2017****TUKARAM BHAU KAD****DECD. THR. HIS LEGAL HEIRS****RANGNATH TUKARAM KAD & ORS.****..... APPLICANTS****IN THE MATTER OF****THE STATE OF MAHARASHTRA,****THR. THE SPECIAL LAND ACQUISITION****OFFICER, NASHIK****..... APPELLANT****VERSUS****TUKARAM BHAU KAD****DECD. THR. HIS LEGAL HEIRS****RANGNATH TUKARAM KAD & ORS.****..... RESPONDENTS**

Adv. Sachin Gite for the Applicants.

Mr. A.R.Patil, Addl. G.P. for the State.

CORAM : RAJESH S. PATIL, J.**DATE : 14 NOVEMBER, 2025****P.C. :-**

- 1) This application has been filed to bring on record the legal heirs of the deceased respondent no.1.
- 2) Heard learned advocates for the parties.
- 3) The Counsel for the Applicants submits that there is a

delay of 8 years 42 days in filing this Application.

4) The Counsel for Respondent opposes this Civil Application.

5) The Division Bench of this Court in *Keshao s/o. Kawadu Maral and another Versus State of Maharashtra and others*, reported in *2005 (1) MahLJ 1059*, condoned the delay of six years in filing the Application of bringing the legals heirs on record, relying on the Supreme Court judgment of *Sardar Amarjit Singh Karla (dead) by LRS. and others Versus Pramod Gupta (Smt.) (dead) by LRS. and others, reported in 2003 (3) SCC 272*.

6) Taking into consideration the above judgments and for the reasons stated in the application, this **Interim Application is allowed in terms of prayer clauses (b) and (c).**

7) Amendment to be carried out within a period of two weeks from today.

[RAJESH S. PATIL, J.]