

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 12787 OF 2025

IN

FIRST APPEAL NO. 539 OF 2017

YASHWANT TRYIMBAK PATIL @ CHITTE

DECEASED THR. HIS LEGAL HEIRS

VLJAY YASHWANT PATIL @ CHITTE

DECEASED THR. HIS LEGAL HEIRS

SULOCHANA VLJAY PATIL @ CHITTE

& ORS.

..... APPLICANTS

IN THE MATTER OF

THE STATE OF MAHARASHTRA,

THR. THE SPECIAL LAND ACQUISITION

OFFICER, NASHIK

..... APPELLANT

VERSUS

YASHWANT TRYIMBAK PATIL @ CHITTE

DECEASED THR. HIS LEGAL HEIRS

& 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 1 year 79 days in filing this Application.
- 4) The Counsel for Respondents opposes this Interim 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 legal 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.]