IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

950 CIVIL APPLICATION NO. 12341 OF 2026
IN FA/251/2026

Gabu Bhaguji Desai
VERSUS
Union Of India, Through The General Manager,

WITH
CIVIL APPLICATION NO. 12342 OF 2026
IN FA/252/2026

Ranjanabai Maruti Ekshinge
VERSUS
Union Of India, Through The General Manager,

...

Mr.Kande Vishnu Shriram for the Applicant.
Mr.Nitin Salunke for the Respondent/UOI.
Mr.Kishor Hoke Patil, AGP for the Respondent/State.

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CORAM : MANJUSHA DESHPANDE, J.
DATE : 23.10.2026

PER COURT :

CIVIL APPLICATION NO. 12341 OF 2026

1. This Civil Application is filed for bringing the legal heirs of Respondent No.1 in the Appeal on record. It is submitted that the Appeal filed by the Acquiring Body, that is Union of India, has already been disposed of by this Court on 04.05.2026.

2. It is submitted that the Applicant No.1 has passed away on 03.12.2016. However, the legal heirs of Applicant No.1 were not brought on record by the Acquiring Body before disposal of the Appeal. Since the

right to sue of Applicant No.1 still survives, it is necessary to bring on record the legal heirs of Applicant No.1. It is further submitted that the son of Applicant No.1 has also died due to accident. The Applicant No.1 is survived by Applicant Nos.2(B-1) to 2(B-3). It is submitted that there is a delay in filing the present Application, which deserves to be condoned considering the right of the present Applicant, which still survives after the disposal of the Appeal.

3. In view of the submission made by the learned Advocate for the Applicant, the Civil Application is allowed.

4. The Civil Application is accompanied by death certificate dated 03.12.2016 and heirship certificate dated 07.09.2026 issued by the Gram Sevak, Gram Panchayat, Sabalkhed, Taluka Ashti, District Beed.

5. The Civil application is allowed in terms of Prayer Clauses [B] and [C].

6. The learned Advocate for the Union of India, who is the Appellant, shall take steps to bring on record the legal representatives Applicant No.1 within period of two weeks.

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7. The Applicant in this Civil Application is Respondent No.1 in the Appeal filed by the Union of India/Acquiring Body. She has expired on 23.09.2024.

8. It is submitted that the Appeal is disposed of by this Court on 04.05.2026. During the pendency of the Appeal, the Union of India has

not taken steps for bringing the legal heirs of the Applicant on record. Hence, considering the surviving right of the legal representatives of Applicant No.1, which still survives, the application is filed. The application is accompanied with the death certificate of Applicant No.1 dated 23.09.2024, and also accompanied by the legal heir certificate issued on 11.09.2026 by the Sarpanch, Grampanchayat, Sabalkhed, Taluka Ashti, District Beed.

9. Since the right to sue in favour of the legal representatives of Applicant No.1 still survives, the Civil Application is allowed in terms of Prayer Clauses [B] and [C].

10. The necessary amendments shall be carried out by the Appellant/Union of India, within a period of two weeks.

11. Accordingly, both the Civil Applications stand disposed off.

[MANJUSHA DESHPANDE, J.]