

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

22 CIVIL APPLICATION NO. 10038 OF 2024
IN FAST/36497/2023

ABA S/O HARIDAS LAWATE AND ORS

VERSUS

THE EXECUTIVE ENGINEER, OSMANABAD MEDIUM PROJECT DIVISION,
OSMANABAD AND ORS

...

Advocate for Applicant : Mr. Bide Dnyaneshwar A

AGP for State : Mr. S.N. Morampalle

Advocate for Acquiring Body : Mr. P.A. Pisal

...

CORAM : SHAILESH P. BRAHME, J.

DATE : 12.01.2026

PER COURT :

The applicants seek to condone delay of 3001 days in setting aside abatement and bringing legal heirs of applicant No. 3 Kadubai Haridas Lavte on record.

2. There are no *mala fides* on the part of the applicants. The cause of action survives against the heirs of deceased applicant no. 3 Kadubai. For the reasons stated in the application, it is desirable to condone the delay.

3. The Civil Application is allowed in terms of prayer clause 'B' to 'D'.

(SHAILESH P. BRAHME, J.)

mkd/-