



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**73 CIVIL APPLICATION NO. 14038 OF 2024
IN FAST/26257/2024**

JAGAN MANIKRAO RAJBINDE

VERSUS

**THE STATE OF MAHARASHTRA THROUGH COLLECTOR
JALNA AND ORS**

WITH

**CIVIL APPLICATION NO. 14039 OF 2024
IN FAST/26257/2024**

...

Advocate for Applicant/s : Ms. Vikhyati Jain h/f Mr. Bide D. A.

AGP for Respondent/s-State : Mr. S. V. Hange.

Advocate for respective Respondent No.3 : Mr. Survase B. R.

...

AND

**74 CIVIL APPLICATION NO. 14040 OF 2024
IN FAST/25930/2024**

PARMESHWAR BABASAHEB KHARAT

VERSUS

**THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
JALNA AND ORS.**

WITH

**CIVIL APPLICATION NO. 14041 OF 2024
IN FAST/25930/2024**

...

Advocate for Applicant : Mr. Bide Dnyaneshwar A.

AGP for Respondent/s-State : Mr. S. N. Morampalle.

Advocate for Respondent No.3 : Mr. Arora Shyam Chotelal.

AND

**75 CIVIL APPLICATION NO. 14044 OF 2024
IN FAST/26261/2024**

RUSTUM BAPURAO RAJBINDE

VERSUS

**THE STATE OF MAHARASHTRA THROUGH COLLECTOR
JALNA AND ORS**

WITH

**CIVIL APPLICATION NO. 14045 OF 2024
IN FAST/26261/2024**

...
Advocate for Applicant : Mr. Bide Dnyaneshwar A.
AGP for Respondent/s-State : Mr. N. D. Raje.

...

AND

76 CIVIL APPLICATION NO. 14046 OF 2024
IN FAST/26268/2024
MAROTI ANNA RAJBINDE
VERSUS
THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
JALNA AND ORS.
WITH
CIVIL APPLICATION NO. 14047 OF 2024
IN FAST/26268/2024

...
Advocate for Applicant : Mr. Bide Dnyaneshwar A.
AGP for Respondent/s-State : Mr. S. V. Hange.
Advocate for Respondent No.3 : Mr. Bhalerao Sudhir Govind.

...

AND

77 CIVIL APPLICATION NO. 14050 OF 2024
IN FAST/25815/2024
BABASAHEB PUNJAJI KHARAT DIED THR LRS INDAR
KHARAT AND ORS
VERSUS
THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
JALNA AND ORS.
WITH CIVIL APPLICATION NO. 1834 OF 2025
IN FAST/25815/2024 WITH CIVIL APPLICATION NO. 14051
OF 2024 IN FAST/25815/2024

...
Advocate for Applicants : Mr. Bide Dnyaneshwar A.
AGP for Respondent/s-State : Mr. S. N. Morampalle.

...

AND

78 CIVIL APPLICATION NO. 14052 OF 2024
IN FAST/25970/2024
VITTHAL MADHVRAO RAJBINDE DIED THR LRS MANDUBAI
VITTHALRAO RAJBINDE AND ORS

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
JALNA AND ORS.

WITH

**CIVIL APPLICATION NO. 14053 OF 2024
IN FAST/25970/2024**

...

Advocate for Applicants : Mr. Bide Dnyaneshwar A.

AGP for Respondent/s-State : Mr. N. D. Raje.

Advocate for Respondent No.3 : Mr. Survase B. R.

...

AND

**79 CIVIL APPLICATION NO. 14054 OF 2024
IN FAST/25926/2024**

DATTA RANGNATH RAJBINDE

VERSUS

THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR
JALNA AND ORS.

WITH

**CIVIL APPLICATION NO. 14055 OF 2024
IN FAST/25926/2024**

...

Advocate for Applicant : Mr. Bide Dnyaneshwar A.

AGP for Respondent/s-State : Mr. S. V. Hange.

Advocate for Respondent No.3 : Mr. Bhalerao Sudhir Govind.

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CORAM : SHAILESH P. BRAHME, J.

DATE : 05.02.2026

PER COURT :-

1. Heard both sides.
2. Applicants seek to condone delay which is ranging from 71 to 4700 days delay in preferring first appeals.
3. Applications are contested by the respondents.

4. The averments of the applications have not been traversed. There is no reason to infer any malafides on the part of the applicants. Applicants are ready to give up interest and statutory benefits for the delayed period. The delay stands condoned on the condition that applicants shall not be entitled to interest and statutory benefits for the delayed period.

5. Civil applications for delay are allowed accordingly.

Civil Applications for Addition Evidence

6. Civil applications to produce addition evidence are not pressed as learned counsel does not pray for the same.

7. List all the first appeals in disposal category on 26.02.2026.

Civil Application No.1834 of 2025 for L.Rs.

8. Applicants seek to condone delay of 968 days in setting aside abatement and bringing legal heirs of deceased claimant Babasaheb Punjaji Kharat on record.

9. The cause of action survives as against the legal heirs. They are necessary parties. The delay is unintentional. The

delay stands condoned, abatement is set aside and leave is granted to bring legal heirs of deceased claimant on record.

10. Civil application is allowed.

11. Both parties shall be at liberty to carry out necessary amendment.

12. Time is extended by three (3) weeks for service of notice in Civil Application No.14044 of 2024 at Serial No.75.

(SHAILESH P. BRAHME, J.)

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vmk/-