



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

29 CIVIL APPLICATION NO. 383 OF 2026
IN FA/1356/2021

OFFICER IN-CHARGE OFFICE OF M.I.D.C., AURANGABAD AND ANR
VERSUS
SAMPAT NATHA THETE AND ORS

...
Advocate for Applicant : Mr. G.S. Khaire h/f Mr. Shrirang Shashishekhar
Dande

Advocate for Respondent nos. 1 to 4 : Mr. Sharyu Dhanture h/f Ravindra V.
Gore

Advocate for State : Mr. S.N. Morampalle

...
CORAM : SHAILESH P. BRAHME, J.

DATE : 12.01.2026

PER COURT :

The applicants seek to condone delay in setting aside abatement and bringing legal heirs of respondent no. 5 Anna Natha Thete on record. The counsel appearing for the respondents has instructions to appear on behalf of legal heirs. The cause of action survives against the legal heir of deceased respondent no. 5.

2. The Civil Application is allowed in terms of prayer clause 'A' and 'C'.

FIRST APPEAL :

3. It is informed that respondent no. 5 Anna Natha Thete and Annasaheb Natha Thite is the one person. In the death certificate it is recorded to be Annasaheb Natha Thite. The counsel appearing for the respondent ensures the same. Office objection stands dispensed with.

(SHAILESH P. BRAHME, J.)

mkd/-