



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

83 CIVIL APPLICATION NO. 2853 OF 2026
IN FA/3166/2025

SAKHARAM TULSHIRAM SURNAR DIED THROUGH LRS
JIJABAI AND ORS.

VERSUS

THE STATE OF MAHARASHTRA THROUGH DIST COLLECTOR
NANDED AND ORS.

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Advocate for Applicants : Mr. Tushar Nagarkar h/f Mr.
Nagarkar Kiran M.

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

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CORAM : SHAILESH P. BRAHME, J.
DATE : 10.03.2026

PER COURT :-

1. Applicants seek to condone delay of 68 days in setting aside abatement and bringing legal heirs of Sakharam Tulshiram Surnar on record.
2. The cause of action survives as against the legal heirs of the deceased. They are necessary parties. The delay is not intentional. Delay stands condoned, abatement is set aside. Leave is granted to bring heirs of the deceased on record.
3. Civil application is allowed accordingly.

(SHAILESH P. BRAHME, J.)

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