



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

26 CIVIL APPLICATION NO. 7772 OF 2025

IN FA/1205/2021

**DADARAO TUKARAM GODSE (MANE) (DIED) THR LRS VIJAY
AND ORS**

VERSUS

**THE STATE OF MAHARASHTRA, THROUGH COLLECTOR,
OSMANABAD**

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Advocate for Applicants : Mr. Patil Laxmikant C.

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

Advocate for Respondent No.3 : Mr. S. P. Nimbalkar h/f Mr.
Rahul A. Tambe.

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CORAM : SHAILESH P. BRAHME, J.

DATE : 13.03.2026

PER COURT :-

1. Appellants seek to condone delay of 943 in setting aside abatement and bringing legal heirs of Vijay @ Vijaya Dadarao Godase (Mane) on record.
2. The cause of action survives as against the legal heirs of the deceased. They are necessary parties. There is no reason for filing the application belatedly. The delay stands condone, abatement is set aside. Leave is granted to carry out the amendment.
3. Civil application is allowed accordingly.

(SHAILESH P. BRAHME, J.)

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vmk/-