



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

**928 CIVIL APPLICATION NO.11831 OF 2025  
IN FAST/32329/2024**

VIJAYMALA KASHINATH SHINDE DIED THROUGH HER LRS  
ASHOK KASHINATH SHINDE

**VERSUS**

THE UNION OF INDIA THROUGH THE GENERAL MANAGER  
CENTRAL RAILWAY CHHATRAPATI SHIVAJI TURMINOUS  
SOUTH

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Advocate for Applicant/s : Mr. Shashikant Eknath Shekade.

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

Advocate/DSGI for Respondent Nos.1 & 2 : Mr. Ajay G. Talhar.

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

**DATE : 07.01.2026**

**PER COURT :-**

1. The sole claimant died and legal heirs who are applicants are seeking condonation of delay in setting aside abatement in bringing legal heirs on record. The cause of action survives against heirs of the deceased claimant. They are necessary parties. The delay is unintentional. The delay stands condoned, abatement is set aside and legal heirs are permitted to be brought on record.

2. Civil application is allowed.

3. Both parties shall be at liberty to carry out amendment.

**(SHAILESH P. BRAHME, J.)**

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vmk/-