



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

962 CIVIL APPLICATION NO. 12073 OF 2025
IN FAST/753/2022

BALASAHEB BHUJANG KAWADE DIED THR LRS SAVITA AND
OTHERS

VERSUS

THE EX. ENGINEER, OSMANABAD MINOR IRRIGATION DIV.
OSMANABAD

WITH CIVIL APPLICATION NO. 1360 OF 2022
IN FAST/753/2022 WITH CIVIL APPLICATION NO. 1367 OF
2022 IN FAST/757/2022 WITH CIVIL APPLICATION NO. 1362
OF 2022 IN FAST/750/2022 WITH CIVIL APPLICATION NO.
1355 OF 2022 IN FAST/479/2022 WITH CIVIL APPLICATION
NO. 1359 OF 2022 IN FAST/753/2022 WITH CIVIL
APPLICATION NO. 1363 OF 2022 IN FAST/747/2022 WITH
CIVIL APPLICATION NO. 1368 OF 2022 IN FAST/757/2022
WITH CIVIL APPLICATION NO. 1356 OF 2022 IN
FAST/479/2022 WITH CIVIL APPLICATION NO. 12074 OF
2025 IN FAST/753/2022 WITH CIVIL APPLICATION NO. 1364
OF 2022 IN FAST/747/2022 WITH CIVIL APPLICATION NO.
1365 OF 2022 IN FAST/770/2022 WITH CIVIL APPLICATION
NO. 1366 OF 2022 IN FAST/770/2022 WITH CIVIL
APPLICATION NO. 1361 OF 2022 IN FAST/750/2022

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AGP for Respondent/s-State : Mr. S. N. Morampalle.
Advocate for Respondent No.1 : Mr. Shamsunder B. Patil.

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CORAM : SHAILESH P. BRAHME, J.
DATE : 07.01.2026

PER COURT :-

1. Learned counsel Mr. Shamsundar B. Patil submits that
cost has been paid. The statement is accepted.

Civil Application No.12073 of 2025

2. Applicants seek to condone delay in bringing legal heirs of sole applicant Balasaheb Bhujang Kawade on record. The cause of action survives as against legal heirs. They are necessary parties. There are no malafides on their part. The delay stands condoned, abatement is set aside. Legal heirs are permitted to be brought on record. Both parties shall be at liberty to carry out the amendment. Civil application is allowed.

3. The acquiring body has deposited 75% of the amount with accrued interest in pursuance of the orders passed by this Court.

4. Ad-interim relief shall stand confirmed.

5. Civil applications for stay are disposed of accordingly.

(SHAILESH P. BRAHME, J.)

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vmk/-