



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

11 CIVIL APPLICATION NO.660 OF 2026
IN FIRST APPEAL/3593/2022

DEVIDAS APPARAO BAHEKAR DIED THROUGH LRS.
KESHARBAI AND OTHERS

VERSUS

THE STATE OF MAHARASHTRA AND ORS

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Advocate for Appellant : Mr. Kakade Deepak M.
AGP for Respondents-State : Mr. N. D. Raje.
Advocate for Respondent No.3 : Mr. Patnurkar V. D.

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CORAM : SHAILESH P. BRAHME, J.
DATE : 23.01.2026

PER COURT :-

1. Appellants seek to condone delay of 795 in setting aside abatement and bringing legal heirs of sole claimant Devidas Bahekar on record.
2. The cause of action survives as against the legal heirs of the deceased. They are necessary parties. There is no oblique motive on the part of the applicants to cause delay. The delay is unintentional.
3. Civil application is allowed in terms of prayer clauses "A and B".

4. Appellant/s shall be at liberty to carry out necessary amendment.

(SHAILESH P. BRAHME, J.)

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vmk/-