

MHLA010022442017



M.C.A.No. 66/2017

Rama Limba Shinde

Vs.

State of Maharashtra through

Collector Latur

**Order Below Exhibit 27**  
**(Passed on 08-01-2026)**

This application is for condonation of delay for bringing the L.Rs. on record of appellant/original defendant Rama Limba Shinde who died on 29/09/2021 in appeal filed against order passed below application Exh-5 dated 14.08.2017.

2] Learned advocate Shri. P.D. Dede submits that respondent 2 died on 21.09.2021 and the appellant /original defendant was totally unaware about it. The delay is not at all intentional and 02 years and 28 days delay has been caused, for bringing the L.R's on record. Hence, he prays to condone the delay of 02 years and 28 days. He has also filed supporting affidavit to substantiate his claim.

3] Learned Advocate Shri. A.D. Mane for non-applicant 6 strongly opposed this application.

4] Heard Learned Advocates, Shri. P.D. Dede for the appellant/plaintiff and Shri. A.D. Mane for non-applicant 6.

5] Perused the record. Learned Advocate Shri. P.D. Dede submits that appellant/original defendant Rama Limba Shinde died on 21.09.2021 and has filed death certificate in that regard. Delay does not appear to be deliberate or

intentional.

6] The reasons assigned for delay is satisfactory and proper. It is necessary to mention that no harm, prejudice or injustice will be caused to the appellant/original defendant, if application is allowed. Per contra irreparable loss may be caused to the non-applicant/ original plaintiff, if it is not allowed. That apart, it will be in the interest of justice to allow this application so that the non-applicant/original plaintiff can put up his case. This will be helpful for the just and fair adjudication of the dispute of this case on merits. In result, following order is passed.

**Order**

- 1) This application (Exhibit 27) stands allowed.
- 2) Delay caused in bringing the legal heir of appellant / original defendant Rama Limba Shinde on record is hereby condoned on payment of costs of Rs.1000/- to the respondent/original plaintiffs, collectively, on or before next date. In failure this order shall stand automatically vacated.

Date:08.01.2026.

( S.T. Tripathi )  
District Judge-2,  
Latur