

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**

**R/FIRST APPEAL NO. 1022 of 2006**  
**With**  
**CIVIL APPLICATION (FOR BRINGING HEIRS) NO. 1 of 2023**  
**In**  
**R/FIRST APPEAL NO. 1022 of 2006**  
**With**  
**CIVIL APPLICATION (FOR CONDONATION OF DELAY) NO. 2 of 2023**  
**In**  
**R/FIRST APPEAL NO. 1022 of 2006**

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**OIL & NATURAL GAS CORP.LTD.**

**Versus**

**PATEL CHATURDAS VIRAMDAS & 1 other(s)**

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**Appearance:**

**MS NANCY SONI FOR M/S TRIVEDI & GUPTA(949) for the Appellants No. 1**  
**DECEASED LITIGANT for the Defendant(s) No. 1**  
**MS HETAL PATEL, AGP for the Defendant(s) No. 2**

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**CORAM: HONOURABLE MR. JUSTICE BHARGAV D. KARIA**

**Date : 05/07/2023**  
**ORAL ORDER**

1. These Civil Applications are filed to condone delay under section 5 of the Limitation Act in preferring application for bringing legal heirs of deceased respondent on record along with application to bring legal heirs of deceased respondent on record.

2. On perusal of the application it is revealed that the respondent has expired during the pendency of the reference before the Court below.
3. Therefore, considering the ratio laid down by the decisions of this Court in case of Patel Kashuben Narottambhai vs. Special Land Acquisition Officer [SCA No. 960 of 2009 decided on 18.02.2009] and in case of Dy. Collector and Land Acquisition Officer vs. Patel Parshottambhai Pragjibhai [CA No. 305 of 2019 decided on 07.08.2019], the applicants are required to get the decree amended by bringing legal heirs on record.
4. These applications are accordingly disposed of with liberty to file application for setting aside abatement.
5. First Appeal to be listed after 7<sup>th</sup> August, 2023.

JYOTI V. JANI

**(BHARGAV D. KARIA, J)**