

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO. 194 OF 1995

WITH

INTERIM APPLICATION (ST) NO. 30998 OF 2025

WITH

INTERIM APPLICATION (ST) NO. 30997 OF 2025

WITH

INTERIM APPLICATION (ST) NO. 30994 OF 2025

WITH

INTERIM APPLICATION (ST) NO. 30990 OF 2025

WITH

INTERIM APPLICATION (ST) NO. 30985 OF 2025

IN

SECOND APPEAL NO. 194 OF 1995

ANAND  
SUDHAKAR  
SUDAME

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ANAND SUDHAKAR  
SUDAME

Date: 2025.10.10  
16:46:33 +0530

The State of Maharashtra

..Appellant/  
Applicant

Versus

Raghunath Mahadeo Patil (since deceased)  
through legal heirs & others

..Respondents

Mr. A. R. Patil, Addl. GP, for the Appellant/Applicant

Mr. Sandesh Shinde i/b. Mr. R. N. Gite, Advocates, for Respondent Nos.  
2, 3A, 3D, 3E, 4B, 4D to 4F & 5 to 10

**CORAM : RAJESH S. PATIL, J.**

**DATE : 08.10.2025**

**P. C.**

**INTERIM APPLICATION (ST) NO. 30985 OF 2025**

1. This is an Application to set aside a conditional order dated 04.09.2025 passed by the Registrar (Judicial-II).

2. Heard learned Counsel for both the sides. I have gone through the averments made in the Application. I am convinced that this

Interim Application deserves to be allowed.

3. The Interim Application is allowed in terms of **prayer clauses (b) & (c)** and disposed of.

**INTERIM APPLICATION (ST) NO. 30997 OF 2025**

1. This Application is filed by the Applicant seeking liberty to delete the name of the deceased Respondent No. 4.3 – Sangita Waman Nikhade.

2. Heard learned Counsel for both the sides & I have gone through the averments made in the Application. I am convinced that this Interim Application deserves to be allowed.

3. The Interim Application is allowed in terms of **prayer clauses (b) & (c)** and disposed of. Amendment to be carried out forthwith.

**INTERIM APPLICATION (ST) NO. 30990 OF 2025**

1. This Interim Application is filed by the Applicant to bring on record the legal heirs of the deceased Respondent No. 3.

2. Heard learned Counsel for both the sides.

3. Mr. Shinde, learned Counsel for the Respondents opposes the Application.

4. Learned Counsel for the Applicant submits that there is a delay

of 7 years 132 days in preferring the Application.

5. The Division Bench of this Court in *Keshao s/o. Kawadu Maral and another Versus State of Maharashtra and others*, reported in *2005 (1) MahLJ 1059*, condoned the delay of six years in filing the Application of bringing the legal heirs on record, relying on the Supreme Court judgment of *Sardar Amarjit Singh Karla (dead) by LRS. and others Versus Pramod Gupta (Smt.) (dead) by LRS. and others, reported in 2003 (3) SCC 272*.

6. Taking into consideration the above Judgment and having gone through the averments made in the Application, I am convinced that this Interim Application deserves to be allowed.

7. The Interim Application is allowed in terms of **prayer clauses (b) & (c)** and disposed of. Amendment to be carried out within a period of six weeks from today.

**INTERIM APPLICATION (ST) NO. 30998 OF 2025**

1. Stand over to **13.10.2025**.

**INTERIM APPLICATION (ST) NO. 30994 OF 2025**

1. This Interim Application is filed by the Applicant to bring on record the legal heirs of the deceased Respondent No. 5.

2. Heard learned Counsel for both the sides.

3. Mr. Shinde, learned Counsel for the Respondents opposes the Application.

4. Learned Counsel for the Applicant submits that there is a delay of 4 years 37 days in preferring the Application.

5. The Division Bench of this Court in *Keshao s/o. Kawadu Maral and another Versus State of Maharashtra and others*, reported in *2005 (1) MahLJ 1059*, condoned the delay of six years in filing the Application of bringing the legal heirs on record, relying on the Supreme Court judgment of *Sardar Amarjit Singh Karla (dead) by LRS. and others Versus Pramod Gupta (Smt.) (dead) by LRS. and others, reported in 2003 (3) SCC 272*.

6. Taking into consideration the above Judgment and having gone through the averments made in the Application, I am convinced that this Interim Application deserves to be allowed.

7. The Interim Application is allowed in terms of **prayer clauses (b) & (c)** and disposed of. Amendment to be carried out within a period of six weeks from today.

(RAJESH S. PATIL, J.)