

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO.3831 OF 2015
IN
SECOND APPEAL NO.735 OF 2003

VAZIRABEE SHIKANDAR SARWAR, DIED,
THROUGH LR'S AND OTHERS

APPLICANTS

VERSUS

FATEMABEE MOHD.HUSSAIN
AND ANOTHER

RESPONDENTS

Mr.V.Y.Bhide, Advocate for the applicants.
Mrs.A.N.Ansari, Advocate for respondent No.1.

(CORAM : RAVINDRA V. GHUGE, J.)

DATE : 27/03/2015

PER COURT :

1. By this application, the applicants pray for an early hearing in Second Appeal No.735/2003. It is stated that the applicants are the legal heirs of the original plaintiff, who had passed away. Some of the applicants are senior citizens. The earlier civil application No.10235/2011 was disposed of by this Court by order dated 20/07/2012 granting liberty to seek early final hearing after 6 (six) months. It is after the said order that original plaintiff No.1(a) died of old age. Mr.Bhide, therefore, prays that the matter be listed in the weekly final hearing board at the earliest.

2. Mrs.Ansari, learned Advocate has no objection.

3. In the light of the above and in the light of the earlier order passed dated 20/07/2012, this civil application is allowed. Second Appeal No.735/2003 be listed in the weekly final hearing board commencing from 03/08/2015.

(RAVINDRA V. GHUGE, J.)