

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**Civil Application No.9137 of 2013
And
Civil Application No.9138 of 2013
In
Second Appeal No.16 of 2011**

Kishan s/o Madhav @ Mahdu Shende
Died through legal representatives. .. **Applicants.**

Versus

Narayan S/o Mahadu Shende
died through legal representatives. .. **Respondents.**

Shri. Milind M Patil (Beedkar), Advocate, for applicants.

Shri. A.M. Gaikwad, Advocate, for respondent Nos.1A to 1D.

CORAM: T.V. NALAWADE, J.

DATE : 2nd SEPTEMBER 2015

ORDER:

1) The first application is filed for condonation of delay of 712 days caused in bringing legal representatives of respondent No.1 on the record and the second application is filed for condonation of delay of 897 days caused in bring legal representatives of respondent No.2

on the record. Permission is sought to bring the legal representatives on the record. Learned counsel Shri. A.M. Gaikwad is representing proposed legal representatives. Heard both the sides.

2) It appears that there was no information about the death and only after report of the serving officer the applicant came to know about the death of these respondents. In view of these circumstances and the submissions made this Court holds that the applications deserve to be allowed. In the result, the applications are allowed. Delay is condoned. Permission is granted to bring the proposed legal representatives of the deceased respondents on the record in the appeal. Amendment to be carried out immediately in the appeal. Notice of the main matter to these legal representatives. It is waived by learned counsel.

Sd/-
(T.V. NALAWADE, J.)

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