

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

**CIVIL APPLICATION NO. 8433 OF 2014
IN
SECOND APPEAL NO. 43 OF 2013**

Sonaji S/o Ganpati Kharsade
(deceased through L.Rs.)

... Applicants

Versus

Ramhari s/o Digune Kharsade

... Respondent

.....
Mr. Y.R. Shinde, Advocate holding for
Mr. S.S. Chapalgaonkar, Advocate for Applicant
Mrs. R.S. Kulkarni, Advocate holding for
Mr. H.V. Tungar, Advocate for respondent
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CORAM : RAVINDRA V. GHUGE, J.

DATED : 13th APRIL, 2015

PER COURT :

1. The applicant herein is the legal heir of the sole appellant-Sonaji Ganpati Kharsade who has passed away. By this application, it is prayed that the applicant be permitted to come on record as the legal heir of the deceased-appellant. Delay of 30 days has been caused in filing this application.

2. Mrs. Kulkarni, learned Advocate opposes the applicant on the ground that the reasons cited are not satisfactory.

3. In the light of the above and for the reasons set out in the application, same is allowed. Abatement order is recalled. Delay of 30 days is condoned by imposing costs of Rs. 500/-, which the applicant shall deposit in this Court within a period of two weeks. Pursuant to depositing the costs, the applicant be brought on record as the legal heir of the appellant within two weeks therefrom. The sole respondent is permitted to withdraw the costs deposited.

4. In the event of non-compliance of this order, the same shall stand recalled, Civil Application stand rejected and the Second Appeal shall stand abated.

(RAVINDRA V. GHUGE, J.)