

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD.

Office Memoranda of appearance, directions and orders.	Notes, of Court's orders and Registrar's	Office Coram,	Court's or Judge's orders.
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CIVIL APPLICATION NO. 15861 OF 2010
IN RC/503/2008

THE STATE OF MAHARASHTRA
VERSUS
MEHTABBI DECEASED RASID BASHIR PATHAN DEAD TH
LRS CHAND RASID PATHAN DEAD LRS NU

...
AGP for Applicant : Mr. V. H. Dighe.

CORAM: T. V. NALAWADE, J.
DATED: 20th NOVEMBER, 2015.

PER COURT:

1. The application is filed for condonation of delay of 2739 days caused in filing civil application to bring legal representatives of sole respondent on record and setting aside abatement of the appeal due to death of sole respondent. Notice is already served on the proposal legal representatives and some Advocates have filed appearance. Today nobody is present for the Respondents. Though there is a huge delay, in view of the fact that the Government had no information about

the death and there is no question of compliance of Order 22 Rule 10A of the Code of Civil Procedure, this Court holds that there is sufficient cause.

2. In the result, the application is allowed. Delay is condoned. Abatement, due to death of sole respondent, is also set aside.

[T.V. NALAWADE, J.]

Dt.20/11/2015
ans/15861