

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.2815 OF 2015
IN
WRIT PETITION NO.11053 OF 2014

Shri Eqbal Mahibub Shaikh Fakir.] ... Applicant

Versus

Dhondiram Gangaram Warang]
 (Since Deceased), Through Legal Heir -]
 Smt. Anusaya Dhondiram Warang]
 (Since Deceased), and Ors.] ... Respondents

Mr. Amit Palkar i/b Mr. Rajesh N. Kachare for Applicant.
 Mr. Sandip L. Babar for Respondent Nos.2 to 4.

CORAM :- M. S. SONAK, J.
DATE :- DECEMBER 02, 2015

P. C. :-

1. Leave to amend the Civil Application. Amendment to be carried out forthwith. By way of amendment, the applicant to indicate the quantum of delay in prayer clause (b).

2. Considering the averments in Civil Application, case is made out to condone delay and set aside abatement subject to payment of Rs.2,000/- (Rupees Two Thousand Only).

3. Accordingly, the Civil Application is made absolute in terms of prayer clauses (a), (b) and (c) subject to the applicant paying costs of Rs.2,000/- to respondent nos.2 to 4 within a period of four weeks from today.
4. Necessary amendment in the cause-title in the main petition to be carried out within a period of four weeks from today.
5. Civil Application is disposed of.

(M. S. SONAK, J.)