

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
REVIEW PETITION NO. 2 OF 2014

IN

CIVIL REVISION APPLICATION NO. 1065 OF 2010

WITH

CIVIL APPLICATION NO. 34 OF 2015

IN

REVIEW PETITION NO. 2 OF 2014

Revansidhyya G. Hiremath

(deceased through Legal Heirs

Gurushankar R. Hiremath and ors.)

.. Petitioners

vs.

Dinkar M. Ballal

(deceased through Legal Heir

Manohar M. Ballal) & ors.

.. Respondents

Ms Jui Kanade i/b Nitin Mulye for the Petitioners/ Applicants.

CORAM : M. S. SONAK, J.

DATE : 28 AUGUST 2015.

P.C. :-

1] Mr. Manohar Manik Ballal, the respondent-landlord has expired. Despite opportunities, no legal heirs have been brought on record. The remaining two respondents to the Review Petition are the legal heirs of the original tenant. They appear to have been impleaded as the respondents in the Review Petition, possibly because their Vakalatnama was not obtainable at the stage of filing of Review Petition or that they were not desirous of filing of Review Petition. There is no question of proceeding in the Review Petition as against them.

2] Accordingly, this Review Petition is dismissed as abated. However, there is always liberty to apply for setting aside of abatement.

3] In view of disposal of Review Petition No. 2 of 2014, Civil Application No.34 of 2015 does not survive and same is disposed of accordingly.

(M. S. SONAK, J.)