

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.17 OF 2015
IN
SECOND APPEAL NO.617 OF 2010**

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
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Mr.PJ.Shinde for the applicant
None for the respondent

CORAM : K.K.TATED, J.
DATED : 23/09/2015

PC:

- 1 Heard the learned counsel for the applicant.
- 2 This application is preferred by plaintiff for bringing legal heirs on record of deceased respondent no.2, Eknath Keshav Pawar who died on 1.1.2014.
- 3 Though legal heirs of deceased respondent no.2 are duly served, no one appeared on behalf of them when the matter was called out.
- 4 Considering the submissions made by the learned counsel for the Applicant and the averments made in the Application, I am satisfied that the Applicant has made out a case for allowing the present Civil Application. Hence, following order:

- a) Delay in preferring Civil Application is condoned.
- b) Applicant is permitted to bring legal heirs on record of deceased respondent no.2 in Second Appeal No.617 of 2010 and pending Civil Application if any within 8 weeks from today, failing which matter shall stand dismissed without referring back to the court.
- c) If amendment is carried out within stipulated time as stated hereinabove, office is directed to issue notice to the added respondent in Second Appeal No.617 of 2010.
- d) Civil application stands disposed off accordingly.

(K.K.TATED, J.)

CERTIFICATE

Certified to be true and correct copy of the original
signed order.