

FARAD CONTINUATION SHEET
IN THE HIGH COURT OF JUDICATURE AT BOMBAY.
CIVIL APPELLATE SIDE JURISDICTION.

CIVIL APPLICATION NO.2949/2014
IN
FIRST APPEAL NO.1798/2013

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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Mrs. A. Shareefamma for the Applicant

CORAM : K. K. TATED, J.

DATE : JULY 10, 2015

P.C.:

1. Heard. None for the Respondent though duly served. The learned counsel for the Applicant undertakes to file an affidavit of service within 2 weeks from today. Statement is accepted.

2. This Application is for bringing legal heirs of deceased Appellant Kiran Anand Suryawanshi who died on 10/06/2013.

3. Considering the submission made by the learned counsel for the Applicant and the averments made in the Civil Application, I am of the opinion that the Applicant has made out a case for allowing the Civil Application.

4. Hence, following order is passed:
- a. Civil Application allowed in terms of prayer clauses (a) and (b) which read thus:
- “(a) That the delay of 377 days in filing the Civil Application for bringing the legal heirs of deceased Appellant No.3 may be condoned.*
- (b) Delete the name of deceased Appellant No.3 and add the Applicant Nos.1 to 4 as Appellant No.3(a), Appellant No.3(b), Appellant No.3(c) and Appellant No.3(d) after the Appellant No.2 in the title of the appeal.”*
- b. The Applicant to carry out appropriate amendment in the First Appeal as well as Civil Application within 6 weeks from today, failing which the Civil Application shall stand dismissed without further reference to the court.
- c. If amendment is carried out, the Applicant to serve an amended copy of the appeal memo and the Civil Application on the Respondent or their advocate.
- d. Civil Application stands disposed of accordingly.

JUDGE