

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

**CIVIL APPLICATION NO.1453 OF 2015
IN
APPEAL FROM ORDER NO.198 OF 2009**

Sidraya Baburao Patil (Since Deceased, ..
by his LRs.) & Ors. .. Applicants
Vs.
Dnyaneshwar Krishna Patil & Ors. .. Respondents

Mr. A. Kandarkar i/b Mr. Ramdas Shelke for Applicants.
Mr. Tejpal Ingale for Respondent Nos.2 and 3.

CORAM : R.D. DHANUKA, J.
DATE : 2nd September 2016

P.C.

. Except the respondent nos.2 and 3, the other respondents are absent though served.

2. I have heard the learned counsel appearing for the applicants. Mr.Ingale, learned counsel appearing for the respondent nos.2 and 3 states that his clients have no objection if the delay in filing this civil application is condoned and appeal from order is restored to file along with ad-interim order, if any, passed by this Court. Statement is accepted.

3. For the reasons recorded in the civil application and in view of the statement made by the learned counsel for the respondent nos.2 and 3, civil application is made absolute in terms of prayer clauses (a) to (c). No order as to costs.

4. Place the Appeal from Order No.198 of 2009 along with Appeal from Order No.197 of 2009 on board for 'Admission' on 7th September 2016.

R.D. DHANUKA, J.