

(1)

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO. 5236 OF 2015
IN
SECOND APPEAL NO. 353 OF 2010**

Sau. Arunabai w/o Dashrath Abhale
Age: 60 years, Occ: Household,
Residence – 1990, Maharashtra
Housing board colony, Satpur,
Dist. Nashik.

..APPLICANT

VERSUS

Shri. Chandu Shamrao Gangurde,
since deceased, His L.R. is
already on record as respondent
No. 6 Shantabai Shamrao
Gangurde & ors

..RESPONDENTS

Mr H.V. Tungar, Advocate h/f C.R. Deshpande,
Advocate for applicant;
Mr R.R. Patil, Advocate for respondent Nos.3 & 4;
Mr R.C. Patil, Advocate for respondent Nos.7 to 9

CORAM : N.W. SAMBRE, J.

DATE : 3rd JULY, 2017

ORAL ORDER :

Delay stands condoned, since respondent
No.6 is reported to be dead, whose legal heirs are
already on record and no steps are warranted to
effect the service on the said respondents.

(2)

2. So far as respondent Nos. 2 & 5 are concerned, issue fresh notice to the said respondents on the address mentioned in the cause title of the application, returnable on 7th August, 2017. In addition to court process, respondent Nos. 2 & 5 be served through R.P.A.D.

3. If steps are not taken as ordered above, the matter shall stand dismissed against the said respondents without further reference to the Court.

4. Civil Application stands disposed of.

(N.W. SAMBRE, J.)

Tupe