

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

**CIVIL APPLICATION NO. 865 OF 2016
IN
SECOND APPEAL NO. 399 OF 1996**

Ramesh Tukaram Nandvilkar
(since deceased through his LRs) ... Applicants
Versus
Nivruti Ramchandra Havare
(since deceased through his LRs) ... Respondents

Mr.P.G. Karande for the Applicants/Appellants.
Mr.C.K. Bhangoji for the Respondents.

CORAM: S.J. KATHAWALLA, J.

DATE: 30th JUNE, 2017

PC.:

1. By consent, the above Civil Application No.865/16 is allowed in terms of prayer clauses (a) and (b), which are reproduced as under :-

*"(a) Delay of about 8 days may pleased be condoned.
(b) This Honourable Court be pleased to set aside abatement caused on account of death of the Appellant and be pleased to allow the Applicants to come on records as legal heirs and legal representatives of the Appellant by carrying out amendments adding word 'Deceased' against name of the Appellant and consequential amendment whenever necessary."*

2. Amendment to be carried out on or before 3rd July, 2017. The above Civil Application No.865/16 is accordingly disposed off.

(S.J.KATHAWALLA, J.)