

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1115 OF 2010
WITH
CIVIL APPLICATION NO.1116 OF 2010
IN
SECOND APPEAL NO.717 OF 2007**

Shri Narsingh B. Tupe
Since deceased through his heirs
& Ors.

... Applicants/Appellants

Versus

Shri Sonu I. Tupe
Since deceased by his heirs
Shri Balasaheb S. Tupe and Ors.

... Respondents

.....

Mr. P.J.Pawar, Advocate for the Applicants/Appellants .
Mr. S.T.Bhosale i/by Dilip Bodake, Advocates for the Respondent Nos. 1
and 2.

.....

CORAM : S.C.GUPTE, J.

DATE : 10 FEBRUARY 2017

P.C. :

. Heard learned counsel for the Parties. Civil Application No.1116 of 2010 seeks to bring on record legal heirs of the deceased respondent no.3 while Civil Application No.1115 of 2010 seeks to bring on record legal heirs of the deceased respondent no.4. There is a delay in taking out the present civil applications. The delay is, however, condoned on the grounds stated in the Civil Applications. The abatement is, accordingly, set aside and the Civil Applications are allowed in terms of prayer clauses (a)

thereof. Amendments shall be carried out within a period of two weeks from today.

(S.C.GUPTE, J.)