

**FARAD CONTINUATION SHEET No.**  
**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH AT NAGPUR**

**C.A.F. NO.3946/2017 IN FIRST APPEAL NO.97/2008**

(VIDARBHA IRRIGATION DEVELOPMENT CORPORATION VERSUS SITARAMJI TUKARAMJI KAWALE & OTHERS)

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Office Notes, Office Memoranda of Coram,  
appearances, Court's orders of directions  
and Registrar's orders  
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Court's or Judge's orders

Ms. A.S. Athalye, Counsel for the appellant.  
Shri B.M. Lonare, A.G.P. for the respondent Nos.2 & 3.

**CORAM : S.B. SHUKRE, J.**  
**DATE : OCTOBER 30, 2017.**

Heard learned counsel for the appellant and learned AGP for the respondent Nos.2 and 3. Nobody is present on behalf of respondent No1.

For the reasons stated in the application, the application is allowed. Delay is condoned. Abatement of the appeal against respondent No.1 is set aside. His legal heirs are permitted to be brought on record within two weeks by making necessary amendment.

The application is disposed of.

**JUDGE**

SHRIPAD