

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

CIVIL APPLICATION [CAS] NO.1266 OF 2017
WITH
CIVIL APPLICATION [CAS] NO.1267 OF 2017
WITH
CIVIL APPLICATION [CAS] NO.1268 OF 2017
IN
SECOND APPEAL NO.118 OF 2010

(Smt. Anjanabai w/o Bhalchandra Lokhande
 vs.
 Pandurang Bajirao Dhawane)

 Office notes, Office Memoranda of
 Coram, appearances, Court's orders
 or directions and Registrar's orders.

Court's or Judge's Orders

CORAM : V.M. DESHPANDE, J.
DATE : 29th NOVEMBER, 2017.

Heard Shri R.M. Mardikar, learned Counsel
 for the applicants.

These three applications are moved by the
 applicants, who are the legal representatives of
 appellant-Anjanabai Bhalchandra Lokhande, who
 expired on 10/08/2014. Civil Application
 No.1266/2017 is for setting aside abatement, Civil
 Application No.1267/2017 is for condonation of delay
 in moving the application for bringing the applicants'
 name as legal representatives of deceased appellant-
 Anjanabai and Civil Application No.1268/2017 is for
 bringing their names in place of appellant-Anjanabai.

The advance copies of these three applications were served to the learned Counsel for the sole respondent-Pandurang Dhawane.

Shri Sudhir Malode, learned Counsel for the respondent sole states that he has instructions to make a statement before the Court that respondent has no objection for allowing these three applications.

In view of the said statement, the applications are allowed. Abatement is set aside, delay is condoned and the names of the applicants allowed to be taken on record in place of original appellant-Anjanabai Lokhande, who expired during pendency of the appeal.

Shri R.M. Mardikar, learned Counsel submits that he will be substituting the names of the applicants as appellant nos.1(A) to 1(E) within a period of one week from today.

Civil applications are disposed of in above terms.

JUDGE

**sdw*