

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

914 CIVIL APPLICATION NO. 1624 OF 2018
IN FA/757/1997

BANSILAL KANIYALAL SHARMA (DIED) THR LRS RAMPYARIBAI
(DIED) THR LRS SANGEETA AND
VERSUS
KALYAN ASARAM AUTADE AND ORS

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Advocate for Applicants : Mr. Deshpande Siddharth R.
Advocate for Respondent no.3 : Mr. Ambhore M.M.

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CORAM : SUNIL K. KOTWAL, J.

DATE : OCTOBER 19, 2018

O R D E R :

Leave is granted to delete respondent nos. 1
Kalyan Autade and respondent no.2 Vishnu Chavan.

2. Heard learned counsel for the applicants and
learned counsel for respondent no.3 insurance company.

3. Original appellant nos. 1 and 2 died on
12.7.2011 and 23.1.2007. Their son Ishwarlalji died on
2.3.2001. Applicant nos. 1A and 1D are legal
representatives of Ishwarlalji Bansilal Sharma and
applicant no.1E is the daughter legal representative of
deceased applicant nos. 1 and 2.

4. The reason assigned for delay is reasoanble and acceptable, as no male member survived in the family of appellants.

5. Considering this reason, delay in filing this application is condoned. Abatement against applicant nos. 1 and 2 is set aside. Applicant nos. 1A to 1E be substituted as legal representatives of appellants in appeal memo and judgment and award passed in First Appeal No. 757 of 1997.

6. Civil Application is disposed of in terms of prayer clauses A to E.

[SUNIL K. KOTWAL, J.]

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