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

**CIVIL APPLICATION NO.1684 OF 2016  
IN  
SECOND APPEAL NO.133 OF 2009**

Vatsalabai Bhiku Bhadule and ors ... Applicants.

V/s.

Jaysing D. More and anr ... Respondents

Mr. R. A. Naik, for appellants.

Mr. Dilip Bodake, for the respondents.

**CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.**

**DATE : 25<sup>th</sup> OCTOBER, 2018.**

**P.C. :**

- 1] Heard learned counsel for the applicants and respondents.
- 2] This application is to bring on record the legal heirs of applicant No.2. As there is substantial delay in filing this application, learned counsel for respondent resists the same. However, considering that the Appeal is already admitted, on technical ground, it should not get abated. Hence, application is allowed. The delay is condoned and the order of abatement is set aside.
- 4] The applicant to carry out amendment within four weeks.
- 5] Application is disposed off.

**[DR.SHALINI PHANSALKAR-JOSHI, J.]**