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

**CIVIL APPLICATION NO.1421 OF 2017
IN
CROSS OBJECTION (ST) NO.23560 OF 2009
IN
SECOND APPEAL NO.133 OF 2009**

Dinkar Sidhu More (decd
Through legal heirs

... Applicants

In the matter between

Jaysingh Dinkar More
V/s.

... Appellant.

Vatsalabai Bhiku Bhadule and ors

... Respondents

Mr. Dilip Bodake, for the applicants.
Mr. R. A. Naik, for appellants.

CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.

DATE : 25th OCTOBER, 2018.

P.C. :

- 1] Heard learned counsel for the applicants and appellant.
- 2] This application is to bring on record the legal heirs of respondent No.2 in the Cross Objection. There is delay of 91days in filing this application.
- 3] Learned counsel for appellant, therefore, resists the same. However, considering that the Appeal and Cross Objection, are

already admitted, in the substantive cause of justice, application is allowed. The delay is condoned and the order of abatement is set aside.

4] The applicant to carry out amendment in the Cross Objections, within four weeks.

5] Application is disposed off.

[DR.SHALINI PHANSALKAR-JOSHI, J.]