

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 380 OF 2014
AND
CIVIL APPLICATION NO. 72 OF 2015
IN
SECOND APPEAL NO. 690 OF 1986
WITH
CIVIL APPLICATION NO. 1810 OF 2015
WITH
CIVIL APPLICATION NOS. 180, 181, 182 OF 2018
WITH
CIVIL APPLICATION NO. 744 & 1344 OF 2014
WITH
CIVIL APPLICATION NO. 1083 & 1084 OF 2016
WITH
CIVIL APPLICATION NO. 183 OF 2018
WITH
CIVIL APPLICATION NO. 1083 OF 2016

Waman Vishnu Shelke
since deceased through L.Rs. & Anr. .. Applicants
vs.
Jaywant Shripati Shelke
deceased through L.Rs. & Ors. .. Respondents

Mr. S. V. Walve i/b. Ms Anita Agarwal for Applicants.
Mr. S. Misar i/b. Mr. S. Deshmukh for Respondent Nos. 1C, 1D,
1E(C1), 1E(C2), 1G and 1H.

CORAM : M. S. SONAK, J.
DATE: 23 FEBRUARY 2018

P.C :

1] The learned counsel for the respondents points out that there is delay in taking out applications to bring on record the legal representatives of some of the deceased respondents. On the other hand, learned counsel for the applicants / appellants points out that

the delay, if any, is because the appellants were not aware of the demise and no sooner necessary intimation to this effect was received by them, they have taken steps.

2] Taking into consideration the aforesaid explanation of the learned counsel for the applicants, all the civil applications for condonation of delay, setting aside abatement and leave to bring on record the legal representatives of the aforesaid respondents are hereby allowed. The applicants / appellants to carry out necessary amendments within four weeks from today. After the amendments are carried out, issue notice to the newly impleaded legal representatives, returnable on 16th April, 2018. The applicants to take steps to effect such service.

**Sunita
Kishandas
Chandka**

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Sunita Kishandas
Chandka

Date: 2018.07.23
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3] The civil applications are disposed of.

(M. S. SONAK, J.)