

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

32 CIVIL APPLICATION NO.1782 OF 2019
IN SECOND APPEAL NO.803 OF 2018

UMADEVI RAMCHANDRA GIRI
VERSUS
TARAMATI RAMNATH MOHITE AND OTHERS

...

Advocate for applicant : Mr.S.S.Thombre,
Advocate holding for D.N.Suryawanshi.
Advocate for Respondent nos.1 & 3 : Mr.Milind
Patil

...

CORAM : V.L.ACHLIYA, J.
DATE : 05.08.2019

PER COURT:

1] The applicant-appellant has filed this Application to bring on record the legal heirs of deceased respondent no.2 on record.

2] Heard learned counsel for the applicant-appellant and respondent no.1. Proposed legal heirs of deceased respondent no.2 though served absent.

3] On due consideration of the cause assigned for condonation of delay and cause of action survives to prosecute the Appeal, I am inclined to allow the Application.

Accordingly, the Application is allowed in terms of prayer clauses 'A-1' and 'B'.

4] Necessary amendment be carried out within one week.

5] Amended copy of the memo of appeal be furnished to the respondents.

6] List the Appeal for admission on 19th August, 2019.

[V.L.ACHLIYA]
JUDGE

DDC