

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

914 CIVIL APPLICATION NO.8478 OF 2009
IN SA/303/2000 WITH CA/3326/2000 IN SA/303/2000

RATILAL WAMAN NAIK AND ORS
VERSUS
RAMDAS WAMAN NAIK AND ORS

...
Mr. A.B. Kale, Advocate for the applicant Nos.1A to 1E, 4A to 4E and 5A to
5E

Mr. V.S. Deshmukh, Advocate for the respondent Nos.1B, 1E, 1F, 1G, 3

...

CORAM : SMT. VIBHA KANKANWADI, J.

DATE : 24th JANUARY, 2019

PER COURT :

1 Present application has been filed for bringing the legal representatives of respondent No.1 on record and to condone the delay of two years four days in doing so and also for setting aside the abatement.

2 Heard both sides.

3 Learned Advocate for the respondents has no objection.

Hence, the following order.

ORDER

1 The application is allowed.

- 2 The delay is condoned.
- 3 Abatement is set aside.
- 4 The legal representatives of deceased respondent No.1 be
brought on record.
- 5 Amendment be carried out forthwith.
- 6 Application stands disposed of.

(Smt. Vibha Kankanwadi, J.)

agd