

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

**CIVIL APPLICATION NO.8331 OF 2019
IN SA/21/2019**

MARUTI BABAN MULE (DECEASED) LRS MANISHA AND
OTHERS
VERSUS
SHANKAR DHONDIRAM MALIKHEDKAR AND OTHERS

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Mr. C.K. Shinde, Advocate for applicants.

Mr.A.P. Bhandari, Advocate for respondent nos.1, 3A,
3B, 4B, 5, 6, 9 to 11.

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CORAM: V.L. ACHLIYA, J.

DATE : 19.07.2019

ORAL ORDER:

This Application is taken out to bring legal heirs of respondent no.7 on record for the reasons set out in detail in the application.

2. Considering the fact that the appeal is yet to be admitted and cause survives to prosecute the Appeal against the Respondent No.7, the application is allowed in terms of prayer clauses "B" and "C". Necessary substitution/amendment be carried out within two weeks from the date of order.

3. After carrying out necessary amendment/substitution, notice be issued to

legal heirs of deceased respondent no.7 i.e. respondent nos.7-a to 7-d, returnable on 3rd September, 2019. In addition to notice through the process of Court, the applicants/appellants are permitted to serve Respondent Nos.7-a to 7-d by Registered Post Acknowledgment Due or any other legally permissible mode of service and file the affidavit of service by the returnable date.

4. Civil Application disposed of in above terms.

[V.L. ACHLIYA]
JUDGE

SGA