

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

CIVIL APPLICATION NO. 292 OF 2018

IN

CIVIL REVISION APPLICATION NO. 132 OF 2008

Shri Shivaji Govindrav Kadam (Decd.) ...Applicants
Through Legal Heirs Shri Shrikant Shivajirao Kadam & Ors.

Versus

Shri Dattatraya @ Vasant Ramchandra ...Respondents
Parkar & Ors.

Sandeep Patade - Advocate for the applicant.
Shubham Misar – Advocate for the respondent.

CORAM : DAMA SESHADRI NAIDU, J.

DATE : 29th AUGUST 2019.

P.C. :

Pending this Civil Revision Application, the third applicant died on 12.11.2016. With a delay of 1 year and 29 days, the other applicants have filed this Civil application to bring the third applicant's legal representatives on record. Besides that, the applicants have sought the Court to condone the delay and set aside the abatement, as the applicant's aver, if any. All these reliefs have been sought in one Civil Application.

2. Heard the learned counsel on either side. For the

reasons mentioned in the application and in the interest of justice, I allow the Civil Application.

As a result, the delay of 1 year and 30 days stands condone and the abatement set aside. The legal heirs of the third applicant are permitted to come on record. Amendment to be carried out in three weeks. Post the Civil Revision Application No. 132 of 2008 for hearing in the usual course.

[DAMA SESHADRI NAIDU, J.]