

DDR

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

**CIVIL APPLICATION NO. 300 OF 2018
IN
SECOND APPEAL NO. 198 OF 1998**

Shridhar Bidesh Gosavi (since deceased)
by his heirs and LRs 1a. Narayan Shridhar
Gosavi & ors.

..Applicants

vs.

Razak Esmail Chaugule (since deceased)
by his heirs and LRs 1a. Najeer Razak
Chougule & ors.

..Respondents

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Shri G.H. Keluskar for applicants.

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CORAM : M.S.KARNIK, J.

DATE : 12th JULY, 2019

P.C. :

This is an application for bringing the legal heirs of appellant No.1 on record. There is a delay of 4 years and 266 days in filing the application for setting aside abatement against appellant No.1. There is also a delay of 4 years and 266 days in filing the application for bringing the heirs of deceased appellant No.1 on record. Appellant No.1 died on 21/12/2012. The legal heirs of the original appellant No.1 are 1a to 1d.

2. For the reasons mentioned in the application, the delay in filing the application deserves to be condoned.
3. The application is allowed in terms of prayer clauses (a) to (d).
4. Amendment to be carried out within a period of 2 weeks from today.
5. The Civil Application is disposed of.

(M.S.KARNIK, J.)