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

CIVIL APPLICATION (ST) NO.18593 OF 2018

IN

SECOND APPEAL NO.635 OF 1990

Esumeranganath @ Raghunath

Sakharam Shinde

... Applicant

Vs

Shri Kondi Sakharam Shinde

... Respondent

...

Mr. P.B.Gujar for the Applicant.

CORAM : SANDEEP K. SHINDE J.

DATE : 16 JANUARY, 2019

P.C. :

It is an application for bringing the legal representatives of the applicant on record. Sitaram, was the Respondent in Second Appeal No.635 of 1990. The said appeal was disposed of on 24th November, 2016. Thereafter, Application was filed under Rule 41 Order 29 which is pending before this Court. Pending the said application, Sitaram died on 31st January, 2018 and, therefore, this application to bring his heirs on record is preferred. Delay of 62 days is caused in preferring this application, condonation of which is also sought.

2 *Heard the learned counsel for the parties. Application of the same nature filed by the Co-respondent Shankar (Now deceased) was allowed by this Court.*

3 *That for the reasons stated in the Application, delay is condoned. The application is allowed in terms of prayer clauses (a) and (b). The applicant to carry out consequential amendment within 14 days from today. Application is disposed of.*

(SANDEEP K. SHINDE, J.)

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

CIVIL APPLICATION NO.1109 OF 2018

IN

SECOND APPEAL NO.349 OF 1990

Shankar Kondi Shinde
(Deceased through legal
heirs) and Ors.

... Applicants

Vs

Shri Rangrao S. Shinde
(Deceased through Legal
heirs) and Ors.

... Respondents

...

Mr. P.B.Gujar for the Applicants.

CORAM : SANDEEP K. SHINDE J.

DATE : 16 JANUARY, 2019

P.C. :

Sitaram was respondent in Second Appeal No.349 of 1990.

The Second Appeal was decided and disposed of on 24th November, 2016. Thereafter, an application was filed under Order 41 Rule 21 being Application No.1110 of 2018. During the pendency of this application, Sitaram died on 31st January, 2018 and, therefore, the present application is filed to bring heirs of the deceased Sitaram on record. Delay of 62 days is caused in preferring this appeal of which

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condonation is sought.

2 Heard the learned counsel for the Parties. That for the reasons stated in the application, delay is condoned. Application is allowed in terms of prayer clauses (a) and (b). Applicants to carry out consequential amendment within a period of 14 days from today.

(SANDEEP K. SHINDE, J.)