

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

**CIVIL APPLICATION NO. 2133 OF 2018
IN
WRIT PETITION NO. 19 OF 2016**

Shrikrishna Shankar Shedage & Ors. ... Applicants
V/s.

Tanaji Ganpat Shedage & Anr. ... Respondents

Mr. Ravi Shinde, for the Petitioners.

Mr. Nikhil Vidwans, for the Respondent No.1.

CORAM : A. S. GADKARI, J.

DATE : 19th JUNE, 2019.

P.C.:-

1] This is an application for bringing the legal heirs of petitioner No.4 on record. It is stated that, the petitioner No.4 i.e. Ramesh Shankar Shedage passed away on 15/03/2014. There is a delay of 548 days in filing the present Civil Application.

2] The learned counsel appearing for the respondents, vehemently opposed the application and submitted that, the proper explanation has not been given by the applicant for condonation of delay.

3] However, for the reasons stated in the application and in the interest of justice, the said delay is condoned subject to condition that the applicants shall pay the cost of Rs.1,000/- to the High Court

Legal Aid Committee.

4] In view thereof, delay is condoned, abatement is set aside and the application is allowed in terms of prayer clause (c).

5] Necessary amendment be carried out within a period of three weeks from today and an amended copy of the petition be served upon the learned counsel for the respondents.

6] Application is allowed in the aforesaid terms.

(A.S. GADKARI, J.)