

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

CIVIL APPLICATION (CAO) NO. 531 OF 2019
IN
CIVIL APPLICATION (CAF) NO. 2329 OF 2018
IN
FIRST APPEAL STAMP NO. 33 OF 2018

V.I.D.C., through its E.E., Yavatmal Project Construction Division, Yavamtal
and another.

V/s

Mohan Ranchandra Pawar (since dead) and others.

*Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.*

Court's or Judge's orders.

Shri Vinay Dahat, counsel for the appellants.
Shri R.J. Shinde, counsel for the respondent No.1.
Shri I.J. Damle, AGP for the respondent Nos. 2 and 3.

CORAM: ARUN D. UPADHYE, J.

DATE: 12-03-2019.

Heard learned counsel for the appellants.

Perused the application. It appears that the
respondent No.1 is dead. There is delay of 331 days in filing the
application for bringing on record the legal heirs of respondent
No.1 which are shown in para-3 of the application.

Shri R.J. Shinde, learned counsel appears on behalf
of these legal heirs.

For the reasons stated in the application, delay is
condoned, abatement is set aside and application is allowed.

Legal heirs of respondent No.1 be brought on record.

In the meanwhile, appeal memo as well as civil
application be amended accordingly.

Amendment be carried out forthwith.

CIVIL APPLICATION (CAF) NO. 2329 OF 2018

Heard learned counsel for the appellants.

Perused the application. There is delay of 524 days in filing the appeal. For the reasons stated in the application, delay is condoned. Civil application is allowed.

FIRST APPEAL STAMP NO. 33 OF 2018

Heard.

Admit.

Call for record and proceedings.

Shri R.J. Shinde, learned counsel waives service for the respondent Nos. 1(A) to 1(D) and Shri I.J. Damle, learned AGP waives notice for the respondent Nos. 2 and 3.

JUDGE