

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

CIVIL APPLICATION (CAO) NO.565/2018

IN

CIVIL APPLICATION (CAF) NO.2957/2016

IN

FIRST APPEAL ST. NO.8157/2016

Executive Engineer (V.I.D.C.) Bembla Project Division, Yavatmal, Tal. & Dist.

Yavatmal

...Versus...

Hukumchand Uttamchand Kotecha 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 M.A. Kadu, Counsel for applicant
Mrs. Geeta Tiwari, AGP for respondent nos.4 and 5

CORAM : ARUN D. UPADHYE, J.

DATE : 08/03/2019

Heard.

Perused the application. There is a delay of 456 days caused in setting aside the abatement and bringing legal heirs of deceased respondent no.3 on record.

For the reasons stated in the application, the delay caused in setting aside the abatement and bringing legal heirs of deceased respondent no.3 on record is condoned.

The civil application is allowed and disposed of accordingly. No order as to costs.

CIVIL APPLICATION (CAO) NO.566/2018

Heard.

Perused the application.

For the reasons stated in the application, the abatement is set aside. The civil application is allowed and disposed of accordingly. No order as to costs.

CIVIL APPLICATION (CAO) NO.567/2018

Heard.

Perused the application.

For the reasons stated in the application, the application is allowed. The applicant is permitted to bring the legal heirs of deceased respondent no.3 on record. The amendment be carried out accordingly.

Learned Counsel Shri A.B. Nakshane waives service of notice for the legal heirs of respondent no.3.

The civil application is disposed of accordingly. No order as to costs.

JUDGE