

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

CIVIL APPLICATION (CAS) 779/2019
IN
SECOND APPEAL 277 OF 2017

Anandabai d/o Ganpatrao Kumbhare and others.

Vs.

Kedarnath s/o Ganpatrao Kumbhare 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 V.N. Morande, counsel for the applicants/appellants
Shri Anantkrushnan, counsel h/f Shri R.R. Vyas, counsel for respondents 1 and 3.

CORAM: ROHIT B. DEO, J.

DATE: 30.08.2019.

This application is taken out by the appellants for condonation of delay for setting aside abatement and bringing on record the legal representatives of deceased-respondent 2.

2. The learned counsel for the respondent 2 has filed on record the praecipe informing the death of his client only on 22/07/2019.

3. In this view of the matter, the delay, assuming there be any, in bringing on record the legal representatives of the deceased - respondent 2, is condoned.

4. The abatement as against respondent 2 is set aside.

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The application is allowed.

2. The legal representatives of deceased – respondent 2 be brought on record.
3. Cause title be corrected appropriately within a week.
4. Issue notice to the legal representatives, returnable in four weeks.

JUDGE

RKN