

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

WRIT PETITION NO.6123 OF 2017

Dhanraj s/o Keshavrao Nagose (died) Thr. Proposed LRS Kalpana wd/o Dhanraj Nagose and
anr.

-vs-

Chindhibai w/o Dulichand Gaur, Nagpur

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Smt S. K. Paunikar, Advocate for petitioner.

CORAM : A.S.CHANDURKAR, J.

DATE : April 05, 2019

The petitioners are aggrieved by the order passed by the appellate Court initially rejecting the applications at Exhibits-21 and 22 whereby the delay in bringing on record legal heirs of the appellant has not been condoned. Thereafter the appeal has been disposed of as abated by passing an order on 11/07/2017.

In the light of the fact that remedy under provisions of Order XXII Rule 9 (2) of the Code of Civil Procedure, 1908 is available to the petitioners, they are granted liberty to avail that statutory remedy.

By keeping all points open, the writ petition is disposed of. No costs.

JUDGE