

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

12 CIVIL APPLICATION (STAMP) NO.38297 OF 2019
IN SA/444/2018

BHAGCHAND DHANRAJ THOLE LRS KAILASHCHAND AND OTHERS
VERSUS
KALYANMAL SHAMLAL THOLE AND OTHERS

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Advocate present

CORAM: H.M.BHOSALE
REGISTRAR (JUDL)

DATED: 29/01/2020

1. The Learned advocate for applicants submits that this civil application is filed to bring on record legal heirs of respondent no.5, who died on 29.10.2019. The application is within limitation. Therefore, the same may be allowed. However, the office has raised objection that in verification clause, Notary who administered oath, has not signed showing that he has identified the executant. However, it appears that the Notary has signed by putting the endorsement "Before me". He has also noted his Notary Registration Number which clearly transpires that the executant has signed in presence of Notary. Thus, having considered all these aspects, the office objection loses its significance. In turn, the application is allowed. The applicants shall carry out amendment within stipulated period.

REGISTRAR (JUDL)