

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

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**INTERIM APPLICATION NO.1635 OF 2020  
IN  
FIRST APPEAL NO.954 OF 2011**

Ganpat Dadu Sawant ] ... Applicant

IN THE MATTER BETWEEN

Ganpat Dadu Sawant ] ... Appellant

vs.

Shri Balkrishna Alias Balkisan Kesu Bhondve]  
since deceased through his legal heirs ]... Respondents.

Mr.S.G. Kudale, for Applicant.

Mr.Sanjeev Gorwadkar, Senior Advocate i/b Mankirat Singh Chhabra,  
for Respondent Nos.1 to 5.

**CORAM : K.K.TATED &  
N.R. BORKAR, JJ.**

**DATE : 26<sup>th</sup> NOVEMBER, 2020.  
(Through Video Conferencing)**

**P.C. :**

**.. Not on board. Upon mentioning taken on board.**

1] Heard learned counsel for parties.

2] By this interim Application, applicant is seeking permission to  
bring legal heirs on record of deceased Respondent No.1 Balkrishna  
Alias Balkisan Kesu Bhondve,who expired on 12<sup>th</sup> May, 2018.

3] Learned counsel for applicant submits that there is delay in filing

the Civil Application. He submits that in the interest of justice, this Hon'ble Court be pleased to condone the delay and allow them to bring legal heirs of deceased Respondent No.1 on record.

4] Learned counsel for Respondent Nos. 1 to 5 submits that they have no objection to condone the delay and allow the application.

5] Hence, by consent, following order is passed :

- a] Delay in filing the application is condoned.
- b] Applicant is permitted to bring legal heirs on record of deceased Respondent No.1 in First Appeal No.954 of 2011 and in pending civil application, immediately.
- c] Interim application stands disposed off accordingly.
- d] No order as to costs.
- e] This order will be digitally signed by the Personal Assistant of this Court. All concerned will act on a digitally signed copy of this order.

**[N.R.BORKAR, J]**

**[K.K.TATED, J]**