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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 2260 OF 2019
IN
FIRST APPEAL (STAMP) NO. 7817 OF 2019**

Walmik Damu Gambhire and Anr. ... Applicants/Appellants

V/s.

The State of Maharashtra and Anr. ... Respondents

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Ms. Rukmini Khairnar i/by Mr. Pramod Narayan Joshi for the Applicants/
Appellants.

Mr. Yogesh Dabke, Asst. Government Pleader, State, for the Respondent
No.1.

Mr. S. R. Page for the Respondent No.2.

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**CORAM : R.D. DHANUKA, J.
DATE : 31st JANUARY, 2020.**

P.C.:

. Papers are allowed to be produced at 3:00 p.m.

2. There is delay in filing this Civil Application for bringing the legal heirs of the appellant no.5 and for setting aside the abatement. Delay is explained in paragraphs 3 and 4 of this Civil Application. The case is made out for condonation of delay, for setting aside the abatement and for bringing the legal heirs of the appellant no.5 on record.

3. This Civil Application is made absolute in terms of prayer clauses (a), (b) and (c).

4. Amendment to be carried out within two weeks from today. Amended copy to be served upon the respondents' advocates within two weeks from the date of carrying out amendment. No order as to costs.

(R.D. DHANUKA, J.)