

Tandle

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION  
CIVIL APPLICATION NO. 1237 OF 2019  
IN  
APPEAL FROM ORDER NO. 761 OF 2015

Smt. Parvatibai w/o Trimbak Deshpande  
(Deceased) and Ors.

... Applicants.

***Versus***

Waman Anandrao Deshpande (Deceased)  
Through his Lrs. And Ors.

... Respondents.

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Mr. G. S. Keluskar for the Applicants.

Ms. Tanuja Parashare i/b D. S. Patil for Respondent Nos.1-A to 1-C, 3-A to 3-C, 3-E to 3-AM, 5-A to 5.

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CORAM : A. S. GADKARI, J.

DATE : 17<sup>th</sup> FEBRUARY, 2020

**P. C. :**

1. Leave to amend to delete the prayer clause (a).

Amendment be carried out forthwith.

2. This is an application for bringing legal heirs of the respondent No.1-D on record. It is stated that, the respondent, i.e. Shri Digambar Waman Deshpande passed away on 10<sup>th</sup> November 2004. There is delay of 62 days in filing the present Application.

3. Perusal of the application would indicate that, sufficient cause is made out for condonation of delay and for allowing the application.

In view thereof, delay is condoned, abatement, if any, is set aside and the application is allowed in terms of prayer clauses (b), (c) and (d).

4. Necessary amendment be carried out within a period of three weeks from today and an amended copy of the Appeal be served upon the learned Advocate for the respondents within the same stipulated period.
5. Application is allowed in the aforesaid terms.

**(A. S. GADKARI, J.)**