

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

Civil Application (CAO) No. 362 of 2020 with Civil Application (CAO) No. 363
of 2020 in Cross Objection (XOB) No. 44 of 2016 in First Appeal No. 25 of
2015

The Exe. Engineer, Bembla Project Vs. Shilabai Mandhane and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. V.G. Palshikar, Advocate for the appellant.
Mr. M.M. Agnihotri, Advocate for the respondents No.1 & 2
Mrs. A.R. Kulkarni, AGP for respondents No.3 and 4.

CORAM : MANISH PITALE, J.

DATED : AUGUST 25, 2020

Hearing was conducted through video conferencing and the learned counsel agreed that the audio and visual quality was proper.

These applications are filed on behalf of the cross objectors seeking to bring on record legal representatives of deceased cross – objector No.1 as also for condonation of delay and setting aside of abatement. Although there is a delay of 628 days in moving the application for bringing the legal representatives of cross – objector No.1 on record, cogent reasons have been stated explaining the delay. Hence, the applications are allowed. The legal representatives of deceased cross-objector No.1, details of whom are given in paragraph No.1, are permitted to be brought on record. Consequential amendment be carried out within one week.

Applications are disposed of.

First Appeal No. 25 of 2015

The appeal is lying for final hearing and it was held up only due to demise of cross-objector. Hence, appeal and cross-objection can be now taken up for final hearing.

The appeal and cross-objection be listed along with First Appeal No. 32 of 2015 for final hearing in the week commencing **14th September 2020**.

JUDGE

MP Deshpande