

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

CIVIL APPLICATION (CAF) NO. 3712 OF 2019
IN
FIRST APPEAL NO. 1319 OF 2013

(Maharashtra Industrial Development Corporation, through Chief Executive Officer
Vs. Baburao Kisanrao Nandane and others)

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

Court's or Judge's orders.

Shri S.Thakre, learned counsel h/f Shri
M.M.Agnihotri, learned counsel for the appellant.
Shri S.A.Mohta, learned counsel for the respondent
nos. 1 and 2.
Mrs. R.V.Kalia, learned A.G.P. for the respondent
no.3.

CORAM : ANIL S KILOR, J.
DATE : 05th FEBRUARY, 2020.

Applicant/appellant has filed this application for condonation of delay in filing the applications for setting aside the abatement and for bringing the legal representatives of respondent No.1 on record.

2. Learned counsel for the applicant submits that there is a delay of 1460 days in filing the applications for setting aside the abatement and bring the legal representatives of respondent No.1 on record. Learned counsel for the applicant has pointed out that sufficient reasons are shown in the application for delay caused in filing the applications

for setting aside the abatement and for bringing the legal representatives of respondent No.1 on record.

3. Shri Mohta, learned counsel for the proposed legal representatives and Mrs. Ritu Kalia, learned A.G.P. for the respondent no.3 are not having any serious objection for allowing this application.

4. In the light of the above facts and for the reasons stated in the application, the delay caused in filing the application for setting aside abatement and for bringing the legal representatives of respondent no.1 on record is condoned.

5. Civil application is allowed and disposed of.

CIVIL APPLICATION (CAF) NO. 3711 OF 2019

Heard the respective parties.

1. Learned counsel for the respondents has no objection for allowing this application.

2. Accordingly, the abatement is set aside in respect of respondent no.1.

3. Accordingly, the application is allowed.

CIVIL APPLICATION (CAF) NO. 3713 OF 2019

The applicant has filed this application for bringing the legal heirs of respondent no.1 on record.

2. For the reasons stated in the application,

the application is allowed.

3. Applicant is permitted to bring the legal heirs of respondent no.1 on record.
4. Necessary amendment be carried out in the cause title within a period of one week.
5. Accordingly, the application is disposed of.

JUDGE

sknair