

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

CIVIL APPLICATION NO.11858 OF 2021

IN

SA/142/2012

**KHANDERAO SHRIPATI POKALE (DIED), SHSHILABAI
KHANDERAO POKALE (DIED), BHAUSAHEB @ BHAURAO
SHRIPATI AND OTHERS**

VERSUS

**PANDURANG SHRIPATI POKALE ALIAS PAWAR(DIED),
TULSHIRAM PANDURANG POKALE ALIAS PAWAR**

....

Mr. Kuldeep S. Patil, Advocate h/f Mr. S.S. Chaudhari, Advocate for the Applicants.

Mr. N.J. Patil, Advocate h/f Mr. S.A. Mulla, Advocate for Respondent Nos.1(i) to 1(iv)

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CORAM : SHRIKANT D. KULKARNI, J.

DATE : 14th DECEMBER, 2021

PER COURT:-

1. It is an application moved by the applicants so as to bring on record the legal heirs of Respondent no.1.

2. Heard Mr. Kuldeep Patil holding for Mr. S.S. Chaudhari, learned counsel for the applicants and Mr. N.J. Patil holding for respondent nos. 1(iv) to 1(iv).

3. Even though there seems to be inordinate delay in bringing the legal heirs of the deceased respondent no.1 Pandurang Shripati Pokale @ Pawar, the application needs to be allowed by setting aside the order of abatement in view of amicable settlement between the parties.

ORDER

- (i) The application is hereby allowed in terms of prayer clause (B).
- (ii) The appellant to carry out the amendment forthwith.
- (iii) The civil application is disposed of accordingly.

[SHRIKANT D. KULKARNI]
JUDGE

S.P Rane