

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

**939 CIVIL APPLICATION NO.3201 OF 2020
IN SA/58/2011**

GOVIND BALBHIM KAKADE
VERSUS
UDDHAV PANDHARINATH KAKADE THRO. LRS. ASHOK UDHAV
KAKADE AND OTHERS

...
Advocate for Applicant : Mr. Deshpande Chaitanya C
Advocate for Respondent Nos.1 & 2 in SA : Mr. S.K. Naikwade
Advocate for Respondent No.2 : Mr. Vijay A. Dhakne
...

**CORAM : SMT. VIBHA KANKANWADI, J.
DATED : 09th February, 2021**

PER COURT:-

. Present application has been for bringing legal representatives of respondent no.1 on record.

2. Respondent no.1 expired on 18.04.2019. Present application has been filed within limitation. Present appellant is the original plaintiff who had filed the suit for possession of agricultural lands. Under such circumstance, the right to suit survives. Since the application is within limitation, there is no hurdle to allow the appellant/applicant to bring the legal representatives of deceased respondent no.1 on record. Hence, the application stands allowed and disposed off.

3. Legal representatives of respondent no.1 be brought on record within a period of one week. After legal

(2)

representatives are brought on record, issue notice to those legal representatives, returnable on 19.03.2021.

(SMT. VIBHA KANKANWADI, J.)

Mujaheed//