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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 2231 OF 2019
IN
WRIT PETITION NO. 1979 OF 2016**

SUBHASH KHASHABA BHOSALE ..APPLICANT

VS.

VENUTAI CHAVAN MAHILA NAGARI
SAHKARI PATSANTHA MARYADIT & ORS. ..RESPONDENTS

Mr. M.A. Patil a/w. V.R. Garad for the applicants.

CORAM : M.S.KARNIK, J.

DATE : AUGUST 18, 2021

P.C.:-

The applicant is the borrower. He had obtained loan from the respondent No.1 – Path Sanstha. The applicant defaulted. The recovery proceedings were initiated against him. The respondent Nos. 1 and 4 are the main contesting respondents. The respondent Nos. 2 and 3 are the guarantors. The respondent Nos. 1, 2 and 4 are duly served.

2. An application in respect of bringing the legal heirs of respondent No.3 on record is filed. The respondent No.3 was a guarantor. In this view of the matter, the application for restoration deserves to be allowed for the reasons mentioned in the application by condoning the delay of 10 days.

3. Writ Petition No. 1979 of 2016 along with Civil Application No. 444/2016 are restored to file.
4. The order dated 10/7/2019 is recalled.
5. The application is disposed of.

(M.S. KARNIK, J.)