

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

**INTERIM APPLICATION NO. 2459 OF 2021
IN
SECOND APPEAL NO. 07 OF 2009**

Kisan Savaleram Bodke
(Since deceased) Through LRs.
Dattatray Kisan Bodke & Ors.

... Applicants/Appellants

V/s.

Pandharinath Dhondiba Bodke
(Since deceased) Through LRs.
Smt.Sudhabai Pandharinath Bodke & Ors. ... Respondents

Mr.Akshay S. Bavare a/w. Mr.Prasanna Shahane for Applicants/Appellants.
Mr.Manish Kelkar for Respondents.

**CORAM : A.S. GADKARI, J.
DATE : 23rd September 2021.
(Through Video Conferencing)**

PC. :

1. This is an application for bringing legal heirs of sole Appellant-Kisan Savaleram Bodke on record.
2. It is stated that, the sole Appellant passed away on 30th September 2019 leaving behind the Applicant Nos.1 to 3 and 4(A) to 4(D) as his legal heirs and representatives.

There is a delay of 289 days in filing the present application.

3. Advocate Mr.Kelkar, appearing for the Respondents has no objection in condoning the delay and allowing the present application.
4. Perusal of application would indicate that, sufficient cause for condonation of delay is made out.
5. In view of the above and for the reasons stated in the Application, the delay is condoned, abetment if any is set-aside and Application is allowed in terms of prayer Clauses (a) and (b).
6. Necessary amendment in the record of Court and in the copies served upon the learned Advocate for the Respondents be effected within a period of three weeks from today.
7. Application is allowed in the aforesaid terms.

[A.S. GADKARI, J.]

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