

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

Civil Application [CAS] No.293 of 2021
with
Civil Application [CAS] No.294 of 2021
with
Civil Application [CAS] No.312 of 2021
in
Second Appeal No.391 of 2017

Lahanya s/o Bapur Dharade & others
vs.

Smt. Jumlabai wd/o Nago Shelki

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

Ms. Archana Lanjewar h/f Shri M.R. Joharapurkar, Advocate for the
Applicants-Appellants.
Shri S.D. Zoting, Advocate for the Respondent.

CORAM : S.M. MODAK, J.
DATE : 5th AUGUST, 2021.

Heard both the sides.

Appellant No.2 expired on 09/03/2020. The copy of death certificate is annexed. Due to COVID restrictions, the applications could not be moved in time. Right to sue survives. The delay caused in filing applications for setting aside abatement and for bringing the legal heirs on record needs to be condoned.

Hence, all the applications are allowed. The names of applicants be added in place of appellant No.2 by carrying out amendments. Amended copy be supplied to other side.

The matter be kept on 7th September, 2021.

JUDGE