

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

SECOND APPEAL NO.614/2007

Sau. Radhabai wd/o Kakshirao Makode,

-VS-

Kausalyabai wd/o Namdeo Madne (dead) through L.R's Vasanta Namdeorao Madne and others.

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

Court's or Judge's Orders

Shri M.R. Joharapurkar, Advocate for appellant.

CORAM : S.M. MODAK, J.

DATE : AUGUST 13, 2021.

CIVIL APPLICATION (CAS) NO.155/2020

Learned Advocate for the applicants requested to withdraw this application. For the reason that in the title clause, wrongly applicant nos. 1 to 5 have been impleaded. In fact, he has filed Vakalatnama for applicant no.6 only. He wants to file fresh application on behalf of the applicant no.6-Haribhau Kashirao Makode only and joining applicant nos. 1 to 5 as respondents. The application is disposed of as withdrawn with liberty to file fresh application.

In view of this Civil Application (CAS) No.156/2020 and Civil Application (CAS) No.157/2020 are also disposed of as withdrawn with liberty to file fresh application.

CIVIL APPLICATION (CAS) NO.313/2019

This is an application of the applicants to implead them in place of deceased/appellant. It is on the basis of the will-deed dated 02/06/2018. The applicants in Civil Application

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(CAS) No.155/2020 have opposed that application. Now that reply will be considered to have been filed only on behalf of applicant no.6-Haribhau Makode (as per the Civil Application (CAS) No.155/2020).

This Civil Application (CAS) No.313/2019 will be decided once applicant no.6- Haribhau Makode will file fresh application.

The matter be kept on **06/09/2021**.

JUDGE

R.S. Sahare