

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

Civil Application [CAF] No.1532 of 2020
in
First Appeal No.664 of 2013

Punjaji Zingraji Turukmane & another
vs.

The State of Maharashtra, through Collector, Buldhana & others

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

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Court's or Judge's Orders

*Shri S.D. Dharaskar, Advocate h/f Shri K.S. Narwade,
 Advocate for the Applicant.
 Ms. T.H. Udeshi, A.G.P. for Respondent Nos.1 & 3.*

CORAM : SMT. ANUJA PRABHUDESSAI, J.
DATE : 8th FEBRUARY, 2021.

The applicant has sought to condone the delay of 2881 days in filing the application for setting aside abatement and further to permit him to bring on record the legal representative of the deceased-appellant No.1. None present for respondent No.2, though duly served.

I have perused the record. The reasons for condoning the delay and setting aside abatement, as spelt out in the application, constitute sufficient grounds. Moreover, appellant No.2 is already on record and, hence, the proceedings do not abate as a whole. Under the circumstances, the delay is condoned. Abatement as against appellant No.1 is set aside. The legal representative of appellant No.1 be brought on record. Cause title be amended accordingly. The application stands disposed of.

The matter be listed on final hearing board in the week commencing from 8th March, 2021.

JUDGE