

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

CAS NO.519/2021 IN
SECOND APPEAL NO.404/2003

Sakhubai @ Shankuntalabai wd/o Laxman Kale and others,
Vs.
Chandrabhushan Ramakant Dubey 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 Y.J. Chandurkar, Advocate for appellants.
Shri Prathmesh Singh Kachawala h/f Shri Amit M. Kukday,
Advocate for the respondent nos. 1(i),(ii)(iii), (v), (vi),
2(a) to 2 (e), 3, 5 and 6.

CORAM : S.M. MODAK, J.
DATE : SEPTEMBER 07, 2021.

Heard learned Advocate Shri Y.J. Chandurkar and
Prathmesh Singh Kachawala holding for Shri Amit M. Kukday,
Advocate for the respondent nos. 1(i),(ii)(iii), (v), (vi), 2(a)
to 2 (e), 3, 5 and 6.

Appellant no.9 Rajesh expired on 21/04/2020.
Copy of the death certificate is annexed. Due to lockdown
period, steps of bringing legal representatives could not be
taken. There is delay of 333 days in preferring the
application. The delay is opposed. However, I find the reasons
convincing. Hence, the following order:

- i) the delay of 333 days is condoned.
- ii) the name of appellant no.9 be deleted and
the names of legal representatives mentioned
in the application bearing Civil Application
No.520/2021 be added.

iii) amendment be carried out.

iv) amended copy be supplied to respondents.

All applications have disposed of.

The matter be kept after **three weeks**.

JUDGE

R.S. Sahare