

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

CIVIL APPLICATION (CAO) NO. 2043 OF 2019
WITH
CIVIL APPLICATION (CAO) NO. 2044 OF 2019
IN
CIVIL APPLICATION (CAO) NO. 530 OF 2018
IN
MISC. CIVIL APPLICATION ST. NO. 25370 OF 2017
IN
SECOND APPEAL NO. 352 OF 1997(D)

(Ambadas S/o Khanduji Doifode

Vs.

Shankarrao S/o Champatrao Thakre (dead), Thr. LRs.)

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Shri S.U. Nemade, Advocate for the applicant/appellant.
None for the respondents.

CORAM: MRS. SWAPNA JOSHI, J.

DATED : 12th MARCH, 2021.

CIVIL APPLICATION (CAO) NO. 2043 OF 2019

None for the respondents though served.

2. This is an Application seeking condonation of delay in filing the application for setting aside abatement and bringing legal heirs of the deceased respondent No.7 on record.

3. Heard. Perused the contents of the Application.

4. For the reasons mentioned in the Application, I am satisfied that the delay is properly explained and sufficient ground is made out for condoning the delay.

5. In view thereof, the delay in filing the application for setting aside abatement and bringing legal heirs of the deceased respondent No.7 on record is hereby condoned, subject to the payment of costs of Rs. 1,000/-, to be deposited with the Vidarbha Lady Lawyers' Association, Nagpur.

6. The Civil Application stands **disposed** of accordingly.

CIVIL APPLICATION (CAO) NO. 2044 OF 2019

This is an application for setting aside abatement and bringing legal heirs of the deceased respondent No.7 on record.

2. For the reasons mentioned in the application and in the interest of justice, the Civil Application is allowed.

3. The legal heirs of respondent No.7 be brought on record and shown in the array of respondents.

4. Amendment be carried out within a period of two weeks from today and serve the notice to the legal heirs of respondent No.7 accordingly.

5. The Civil Application stands **disposed** of accordingly.

(MRS. SWAPNA JOSHI, J.)

SD. Bhimte