

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

917 CIVIL APPLICATION NO.2368 OF 2022
IN SA/1/2013 WITH CA/462/2018 IN SA/14/2013 WITH
SA/14/2013

MANJABAI EKNATH SHEWALE DECEASED LRS GANESH EKNATH
SHEWALE AND OTHERS

VERSUS

SAGUNABAI PANDITRAO ANCHALWADKAR THR LRS ASHA
MANOHARDANSURE AND OTHERS

...

Advocate for Applicants : Mr.Vinod Y. Bhide
Advocate for Respondent Nos. 1 to 6 : Mr. K.C. Sant
Advocate for Respondent No. 7 and 11 : Mr S. G. Shinde
Advocate for Respondent Nos. 8,9A, to 9D and 10 in
SA : Mr. A. G. Godhamgaonkar

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CORAM : MANGESH S. PATIL, J.
DATE : 18.02.2022

PER COURT :-

1. This is an application for setting aside the abatement of the Second Appeal, the respondent No. 4 is stated to have died on 11th July,2021.

2. Issue notice to the proposed Legal Representatives of the Respondent No.4, returnable on 04.03.2022. Learned Advocate Mr. Sant waives service on their behalf.

3. For the reasons mentioned in the application, it is allowed as prayed for. Necessary amendment to be carried out within two weeks.

4. Mr. Bhide, learned Advocate for the appellants and Mr. Sant, learned Advocate for respondent Nos. 1 to 6 submit that some of the parties on either side are desirous of entering into a compromise.

5. If and when the compromise would be filed on record the parties are permitted to appear before the Registrar (Judicial) who shall verify and attest the compromise.

(MANGESH S. PATIL, J.)

shp/-