

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

41 CIVIL APPLICATION NO.10203 OF 2022
IN SA/741/2006

KONDU KASHIBA POPALGAHAT DECEASED LRS. ANUSAYA AND
ORS
VERSUS
SAKHUBAI KUNDLIK PAIGHAN DECEASED LRS. MANDABAI AND
ORS
...

CORAM: VIMALNATH S. TIWARI
REGISTRAR (JUDL)

DATED: 20/07/2022

1. The present Civil Application is preferred by the applicants to bring on record the legal representatives of original appellant No.1-Kondu Kashiba Popalgahat, who expired on 20.02.2022. The applicants, in support of said contention, have filed photocopies of death certificate and heirship certificate of deceased Kondu Kashiba Popalgahat on record which is at Exh. 'A' Collectively. On perusal of the death certificate, it is revealed that appellant No. 1 expired on 20.02.2022 and the present Civil Application came to be moved on 23.03.2022, which is definitely within limitation period.

2. Thus, considering the above facts and also by virtue of provisions under Chapter II Rule 3 Sub Rule (i), the present civil application needs to be allowed and same is allowed, accordingly. Necessary amendment be carried out within two weeks from the date of this order.

REGISTRAR (JUDL)