

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

923 CIVIL APPLICATION NO. 4265 OF 2015
IN
SECOND APPEAL NO.1295 OF 2005

SANJIDABI ZIYAUDDIN KAZI (DIED) THROUGH L.RS.
ZIAUDDIN S/O CHIRAGODDIN KAZI AND OTHERS
VERSUS
MOINODDIN ABDUL RAHMAN KAZI and ORS.

.....
Advocate for Applicants : Mr. S.P. Brahme
Advocate for Respondents : Mr. Jeevan R. Patil h/f Mr. G.B. Rajale
Advocate for Respondents : Mr. A.B. Kadethankar
Advocate for Respondents : Mr. Bharat Pankaj
Advocate for respondent Nos. 13-A/1: Mr. S.V. Natu
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CORAM : BHARAT P. DESHPANDE, J.
DATED : 12th AUGUST 2022

PER COURT:-

1. This is an application for condonation of delay of 41 days in bringing legal heirs of deceased respondent No.13-A on record. The proposed legal heirs are duly served by way of paper publication. Advocate S.V. Natu appears on behalf of respondent No. 13-A/1. No one appears for other proposal legal heirs.

2. Heard.

3. For the reasons disclosed in para 1 to 3 of the present application, there is sufficient ground to condone the delay, set aside the abatement, if any, and to allow to bring the legal heirs of respondent No.13-A on record. Hence, the following order.

O R D E R

- I. Civil application stands allowed.
- II. Delay of 41 days in bringing legal heirs of respondent No.13-A on record is hereby condoned.
- III. Abatement, if any, stands set aside.
- IV. Legal heirs of respondent No.13-A are permitted to be brought on record. Amendment to be carried out within 14 days from today.
- V. Civil application stands disposed of.

(BHARAT P. DESHPANDE, J.)

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