

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO.14353 OF 2022
IN AO/50/2019 WITH CA/2574/2018 IN AO/50/2019

SUDHIR NIVRUTTIRAO PAULKAR SINCE DECEASED THR LRS RENUKA
SUDHIR PAULKAR
VERSUS
SOPAN M PAULKAR SINCE DECEASED THR LRS JANKABAI S PAULKAR AND
ORS THR GPA VIDYASAGAR G PAULKAR

...
Advocate for Applicant : Ms. Divya Attri, Adv. h/f Mr. Wange Anand D.
Advocate for Respondents :Mr. Vikrant Valse h/f. Mr. Venjane.

...

CORAM : RAJESH S. PATIL J.

DATE : 14TH OCTOBER, 2022.

PER COURT:

This civil application is filed for bringing on record LR's of sole applicant. There is a delay in filing the present civil application. The Applicant had died on 7th November, 2021. The application is filed on 30th August, 2022.

The Division Bench of this Hon'ble High Court in *Keshao Kawadu Maral and another Versus State of Maharashtra*, reported in **2005 (supp.) B.C.R. 226**, condoned the delay of six years in filing the application of bringing legal heirs on record, relying on Supreme Court judgment of *Sardar Amarjit Singh Kalra (Died) by LR's and others Versus Pramod Gupta (Smt.) Dead) by Lrs. And others*, reported in **(2003) 3 SCC 272**.

Hence, there is a delay of 94 days in preferring the present civil application.

For the reasons stated in the civil application, application is allowed in terms of prayer clause (B) and (C) .

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The abatement order is set aside. Amendment to be carried out within a period of four weeks from today.

Place the A.O. for admission after 25TH November, 2022.

[RAJESH S. PATIL]
JUDGE.

grt/-