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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO.12165 OF 2015
IN
SECOND APPEAL NO.377 OF 1991**

Shankar Kashinath Vibhute .. Applicant

Versus

Krishna Vithoba Kale (Deceased)

Through his LR's :

Bhagabai and others .. Respondents

...

Mr. Shomit Salunke, Advocate h/f. Mr. S.S. Choudhary,
Advocate for the applicant

Mr. V.C. Solshe, Advocate for Respondent No.1

...

WITH

SECOND APPEAL NO. 377 OF 1991

Shankar Kashinath Vibhute (Kategaonkar) .. Appellant

Versus

Krishna Vithoba Kale (Deceased)

Through LR's and others

.. Respondents

...

Mr. Shomit Salunke, Advocate h/f. Mr. S.S. Choudhary,
Advocate for the appellant

Mr. V.C. Solshe, Advocate for Respondent No.1

...

CORAM : MANGESH S. PATIL, J.

DATE : 01-02-2022

PER COURT :

. This is an application for bringing on record the legal heirs of respondent no.2 with a prayer to condone the delay.

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The notice was issued to the proposed respondents and they have been duly served, but none has appeared.

2. For the reasons mentioned in the application, it is allowed. Delay is condoned. The legal heirs are allowed to be brought on record. Necessary amendment to be carried out within two weeks.

3. Issue notice to the legal heirs of respondent no.2 in Second Appeal after such amendment is carried out returnable within six weeks.

(MANGESH S. PATIL)
JUDGE

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Gajanan