

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

14 CIVIL APPLICATION NO.16732 OF 2022
IN SA/377/2014

SHAMSHODDIN AMIR KHAN DIED LRS NIYAMATBI AND
OTHERS
VERSUS
MOULA MAHEBOOB KHAN AND OTHERS

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CORAM: ANAND L. YAWALKAR
I/c. REGISTRAR (JUDL)

DATED: 21/ 12/2022

1. The present Civil Application is preferred by the applicants to bring on record legal heir of appellant No. 2 i.e. Nizam Shamshoddin, who expired on 01.11.2022. In support of averments in the application, the death certificate of appellant no.2 is filed on record at Exh. 'A-1'. Upon perusal of which it is evident that the appellant No. 2 expired on 01.11.2022 and the present Civil Application is filed on 21.11.2022 which is within the period of limitation.

2. Thus, considering above and by virtue of the provisions under Chapter II rule 3(i) sub rule (i) of the Bombay High Court Appellate Side Rules, the application is allowed. The necessary amendment be carried out within the stipulated period.

I/c. REGISTRAR (JUDL)