

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 1424 OF 2022
IN FIRST APPEAL NO. 672 OF 2009 WITH FIRST
APPEAL NO. 3907 OF 2008

KAMAL VILASRAO DORLE AND OTHERS
VERSUS
DATTATRAYA SHANKARRAO BHOSLE (DIED) THR LRS
GANGABAI AND OTHERS

...
Advocate for Applicants : Mr. A.S.Kulkarni
Advocate for Respondent No.2 : Mr. A.B. Gatne
....

CORAM : S.G. DIGE, J.
DATE : 15th July, 2022

ORDER :

. Heard learned Counsel for applicants and learned Counsel for respondent No.2. Learned Counsel for the applicants submits that, respondent No.1 Dattatraya Shankarrao Bhosale is died during pendency of appeal. Hence, his heirs and legal representatives are necessary to be taken on record, by condoning the delay for filing this application.

2. Learned Counsel further submits that, deceased has

filed appeal before this Court and in the said appeal his legal heirs are already taken on record. He is requested to bring legal heirs of respondent in that matter but learned Counsel inform him that, he had not received instructions from his client hence, requested to allow application and also requested to condone the delay for filing application.

3. Considering the submissions and reasons mentioned in the application, application is allowed. Delay for filing the application is condoned.

4. Appellants to take steps within two weeks, accordingly.

(S.G. DIGE, J.)