

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****INTERIM APPLICATION No. 314 OF 2019****IN****CIVIL APPLICATION (ST) No. 28655 OF 2016****IN****FIRST APPEAL No. 1081 OF 1996****Vijay @ Ambadas Dattatraya Pawar
since deceased thr. LR.****Kamal Ambadas Pawar and Ors.****...Applicants****Vs.****Shri Ramappa Amanappa Masare
and Ors.****...Respondents***** * * *****Mr. Machindra Patil for Applicants.****Ms. Pallavi Dabholkar, AGP for State****Coram : Sandeep K. Shinde, J.****Dated: 8th APRIL, 2022.****P.C. :**

1. Pending appeal, the Sole Appellant passed away.
2. Civil Application (St) No.28655 of 2016 was moved for bringing the legal representatives on record. That application was dismissed in view of self operative order dated 26th July, 2018 for not removing office objections.
3. Therefore, this Interim Application for restoration of Civil Application (st)28655 of 2016 by condoning the delay.
4. Heard learned counsel for the parties.

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5. In view of the reasons set out in paragraph Nos. 4 and 5, the delay in filing the civil application is condoned.

36. Interim Application No. 314 of 2019 is allowed and made absolute in terms of prayer clauses (a) and (b). Civil Application (St) No. 28655 of 2016 is restored to file.

(Sandeep K. Shinde, J.)