

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

**CIVIL APPLICATION (CAS) NO.962/2022,**

**CIVIL APPLICATION (CAS) NO.961/2022,**

**CIVIL APPLICATION (CAS) NO.963/2022**

**AND**

**CIVIL APPLICATION (CAS) NO.964/2022**

**IN**

**SECOND APPEAL NO.366/2013**

**Baburao s/o Jivlag Wahane**

**...Versus...**

**Janardan Ramchandra Pal (Dead) through L.Rs. Smt. Suman wd/o Janardan**  
**Pal and others**

-----  
Office Notes, Office Memoranda of Coram,  
appearances, Court's orders or directions  
and Registrar's orders  
-----

Court's or Judge's orders

Shri Chaitanya Kulkarni, Advocate h/f Shri Anand Deshpande, Advocate for appellant  
Shri N.K. Ambilwade, Advocate for respondent nos.1 (A to C), 2 & 3

**CORAM : AVINASH G. GHAROTE, J.**

**DATE : 27/09/2022**

1. Civil Application No.962/2022 seeks condonation of delay in setting aside abatement of the appeal, which delay is of 219 days, Civil Application No.961/2022 seeks setting aside abatement of the appeal, Civil Application No.963/2022 seeks to bring legal heirs of the appellant on record and Civil Application No.964/2022 seeks condonation of delay in filing

an application for bringing legal heirs of the appellant on record.

2. Shri Ambilwade, learned counsel for the respondents has no objection, however, considering the delay, the civil applications are allowed at the cost of Rs.5,000/- to be deposited with the High Court Legal Services Sub-Committee, Nagpur. The legal heirs of the appellant be brought on record by 29/09/2022.

3. List the matter on 03/10/2022, as the learned counsels for the parties submit that the matter is already settled between the parties.

**(AVINASH G. GHAROTE, J.)**

Wadkar