

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

CIVIL APPLICATION (CAO) NO. 706 OF 2022

IN

CROSS OBJECTION NO. 35 OF 2022

IN

FIRST APPEAL NO. 81 OF 2022

Balwinderjeet Singh s/o Balwant Singh Rihan and Ors.

Vs.

Reliance General Insurance Co. Ltd. and Ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

None for the appellants.

Mr. D.N. Kukday, Advocate for respondents.

CORAM : ABHAY AHUJA, J.

DATE : 27.09.2022.

This is an application seeking condonation of delay in filing an application for setting aside abatement and bringing legal heirs of deceased respondent No.1 on record.

2. Mr. Kukday, learned counsel for the respondent – Insurance Company has no objection, if the delay is condoned, the abatement is set aside and the legal heirs of deceased respondent No.1, as stated in paragraph 2 of the application are brought on record.

3. Having heard the learned counsel for the appellant and having perused the application, let the application be allowed. The delay is condoned.

4. The abatement with respect to deceased respondent No.1 is set aside.

5. Let the legal heirs of deceased respondent No.1, as stated in paragraph 2 of the application, be brought on record within a period of four weeks.

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List the matter on **11.10.2022**.

JUDGE