

SPChauhan

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

CIVIL APPLICATION NO. 10274 OF 2022
IN
SECOND APPEAL NO. 192 OF 2018

Rajnikant Chandrakant Baglane ... Appellant

Versus

Amol Chandrakant Baglane and others ... Respondents

....
Mr. S.S. Wagh – Advocate for Appellant
Mr. R.B. Wankhede h/f. Mr. N.L. Jadhav – Advocate for Respondent
No. 7
Mr. Amol Kokad – Advocate for Respondent No. 8

....
CORAM : GAURI GODSE, J.
DATE : 15th February, 2023

PER COURT :

1. This application is filed for condonation of delay and bringing on record names of heirs and legal representatives of deceased respondent no. 5 after setting aside abatement.
2. Notice was issued to the heirs and legal representatives of deceased respondent no. 5. Officer remark shows that notice is served upon the heirs and legal representatives of deceased respondent no. 5. None appears for them.
3. There is no opposition to the present application for deceased respondent no. 5. Hence, prayer clause 'b' of the Civil Application is allowed. Prayer clause 'b' reads thus :

“b. Delay of 585 days in presenting an application for bringing L.Rs. of Respondent No. 5 Sakharam and same may kindly be condoned and the abatement of appeal against him may kindly be set aside.”

4. This application also prays for bringing on record heirs and legal representatives of deceased respondent no. 6.
5. Notice was issued to the heirs and legal representatives of deceased respondent no. 6. Notice is served upon them.
6. Civil Application is allowed in terms of prayer clause ‘c’, which reads thus :

“c. Legal Representatives of Respondent no. 6 as mentioned in this application may kindly be permitted to be taken on record.”
7. Amendment to be carried within a period of two weeks from today.
8. Civil Application is disposed of.

[GAURI GODSE]
JUDGE