

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.991 OF 2019
IN
SECOND APPEAL (ST) NO.19131 OF 2018**

Basvant Tukaram Nakate
deceased through legal heirs
Iramling Basvant Nakate

...Applicant

Versus

Mr. Madhukar Ganpat Nakate & Ors.

...Respondents

Mr. Swaroop Karade, i/b. S. S. Shah, for the Applicant.

CORAM : MADHAV J. JAMDAR, J.

DATED : 6th JANUARY 2023

P.C. :

1. There is delay of 10 days in filing the Second Appeal.
2. Notice of Civil Application has been served on the Respondents and Respondents are appearing through their Advocate but no reply is filed to the Civil Application.
3. For the reasons set out in the Civil Application, the same is allowed in terms of prayer clause (a).
4. The Civil Application is disposed of in above terms with no order as to costs.

[MADHAV J. JAMDAR, J.]