

Harish

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

**CIVIL APPLICATION NO. 988 OF 2019
IN
SECOND APPEAL NO. 18138 OF 2018**

Sou. Shobha Sahebrao Halwar

...Applicant/
Appellant

V/s.

Sou. Nandabai Bhaskar Korde & Ors.

...Respondents

Mr. Manish Khadakban a/w Arun Kumar Patil, for the
Applicant/Appellant.

Mr. R. S. Alange i/b M.N. Sandhyanshiv, for Respondent
Nos. 1 & 2.

**CORAM : MADHAV J. JAMDAR, J.
DATE : 6th JANUARY, 2023**

P.C.:

1. Heard Mr. Manish Khadakban, learned counsel
appearing for the Applicant and Mr. Alange, learned counsel
appearing for Respondent Nos. 1 and 2.

2. Respondent No. 4 is served. Respondent No. 3 is
deceased. However, Respondent Nos. 1 and 2 are the legal
heirs of Respondent No. 3.

3. There is delay of about 3 years and 54 days in filing the

Second Appeal. Learned counsel appearing for the Respondents has strongly opposed the Civil Application. However, adequate reasons are given in paragraph nos. 5 and 8 of the Civil Application. Therefore, the Civil Application 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.)