

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, NAGPUR.

CIVIL APPLICATION NO.512 OF 2023

IN

FIRST APPEAL NO.1191 OF 2013

(Sharadchandra Gangadhar Kulkarni and anr. Vs. State of Maharashtra and anr.)

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri Uday Changle, Advocate h/f Shri A. Parchure, Advocate for the
appellants.
Ms T. Udeshi, AGP for the State.

CORAM : URMILA JOSHI-PHALKE, J.

DATED : FEBRUARY 23, 2023.

Present application is filed for condonation of
delay in bringing legal heirs of appellant No.1 on record.

2. Ms Udeshi, learned Assistant Government
Pleader waives notice for respondent No.1/State.
Mrs. S.W. Deshpande, learned Counsel already appeared
for respondent No.2.

3. As per the contention of appellant No.2,
appellant No.1 died during the pendency of this appeal.
However, delay is caused in bringing legal representatives
on record.

4. As per the contention of the learned Counsel
for the appellants, appellant No.2 is an illiterate lady was
not aware about the legal provisions. When the learned
Counsel approached to her for necessary instructions, she
informed that appellant No.1 is not alive, therefore, delay

is caused in bringing legal representatives of appellant No.1 on record.

5. In view of the reasons mentioned in the application, delay is condoned.

6. The application is disposed of.

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By this application, the appellants are seeking permission to bring legal representatives of appellant No.1 on record.

2. The applicants are the legal representatives of appellant No.1. They are necessary parties.

3. In view of the reasons mentioned in the application, the application is allowed by permitting the appellant to bring legal representatives of appellant No.1 on record.

4. The appellant to carry out amendment within stipulated period.

5. Civil application is disposed of.

(URMILA JOSHI-PHALKE, J.)

**Divya*