



IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

915 CIVIL APPLICATION NO. 2439 OF 2024
IN SECOND APPEAL NO. 3 OF 2014

SHRIRAM PANDURANG TALUKA (AGRAWAL) THROUGH
L.RS. DURGADEVI PANDURANG AGRAWAL AND ANOTHER
VERSUS
MANIKANTA MADANDAS MOTIWALA AND ANOTHER

...
Ms. Sawari M. Patil h/f. Ms. C.S. Deshmukh – Advocate for
Applicants
Mr. S.M. Gunjal – Advocate for Respondent Nos.1 and 2
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CORAM : SANDIPKUMAR C. MORE, J.
DATE : 29th February, 2024

PER COURT :

1. Heard rival submissions.
2. The applicants are seeking permission to bring on record legal representatives of appellant No.1 – Shriram Pandurang Taluka (Agrawal), who admittedly died on 19.03.2019, by condoning the delay of 1716 days.
3. Learned Counsel for respondent Nos.1 and 2 strongly opposed the application on the ground that, there is inordinate delay. However, considering the right to sue, the

application stands allowed in terms of prayer clauses 'B' and 'C', subject to cost of Rs.2500/- (rupees Two Thousands and Five Hundreds only) to be paid to the Library, Advocates Association of High Court, Bombay, Bench at Aurangabad.

4. Amendment be carried out after deposit of cost within stipulated period.

5. The application is accordingly disposed of.

[SANDIPKUMAR C. MORE]
JUDGE