



922 CA 4691-2024

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

922 CIVIL APPLICATION NO. 4691 OF 2024
IN SECOND APPEAL NO. 91 OF 2012
WITH
SECOND APPEAL NO. 91 OF 2012
WITH
CIVIL APPLICATION NO. 7745 OF 2009 IN SA/91/2012
WITH
CIVIL APPLICATION NO. 3872 OF 2012 IN SA/91/2012
WITH
CIVIL APPLICATION NO. 12457 OF 2015 IN SA/91/2012

MOHIHIRAJ MADHUKAR MAPARI
VERSUS
BANDU KISHAN MAGRE (DIED) THROUGH L.RS. SAHEBRAO
BANDU MAGRE AND OTHERS

...
Mr. Swapnil Patunkar h/f. J.P. Legal Associates – Advocate for Applicant
Mr. K.D. Jadhav – Advocate for Respondent Nos.1-A, 2, 3-D and 4-A

...
CORAM : SANDIPKUMAR C. MORE, J.
DATE : 27th August, 2024

PER COURT :

CIVIL APPLICATION NO. 3872 OF 2012

1. Heard rival submissions.
2. The present application is filed for bringing legal representatives of respondent No. 3-B and 4 by setting aside abatement order dated 08.07.2010 and also by condoning the delay of 489 days.
3. The legal representatives of this respondents despite service

remained absent. As such, the application stands allowed in terms prayer clauses B, C and D subject to deposit of cost of Rs.1,000/- (rupees One Thousand only) to be paid to the Library, Advocates Association of High Court, Bombay, Bench at Aurangabad within two weeks.

4. The application is disposed of accordingly.
5. Amendment be carried out within stipulated period.

CIVIL APPLICATION NO. 4691 OF 2024

6. Heard rival submissions.
7. Though the application is filed for fixing early hearing but it appears that, the appeal is yet to be admitted and therefore, it can be fixed for arguments on admission. As such, the present application stands disposed of.
8. List Second Appeal No. 91 of 2012 alongwith Civil Application No. 7745 of 2009 and Civil Application No. 12457 of 2015 on 10th September, 2024.

[SANDIPKUMAR C. MORE, J.]