

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**26 SECOND APPEAL NO. 70 OF 2020
WITH
CIVIL APPLICATION NO. 2137 OF 2020
IN SA/70/2020
WITH
CIVIL APPLICATION NO. 8690 OF 2024
IN SA/70/2020**

**BABA DASHRATH BHOR
VERSUS
VIJAYKUMAR MANIKCHAND MUTTHA DIED LRS. AMIT AND
OTHERS**

...
Advocate for Appellant : Mr. Y. H.Lagad
Advocate for Respondent No.7 : Mr. R.P. Bhoomkar h/f Mr.
A.M. Gholap
Advocate for Respondent No.1A and 1/B Mr. S.S. Bora

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**CORAM : SANDIPKUMAR C. MORE, J.
DATED : August 19, 2024**

ORDER:-

IN CIVIL APPLICATION NO. 8690/2024

1. Heard rival submissions.
2. The application is filed for bringing legal representatives of respondent No.2 Khelu Dashrath Bhor and respondent No.5 Rambhau Dashrath Bhor, who admittedly died on 19.10.2023 and 06.08.2016 by condoning the respective delay periods of 98 and 2728 days.
3. Though the application is strongly opposed, but considering the right to sue, it stands allowed in terms of

prayer clauses (A) and (B) subject to cost of Rs. 3,500/- (Rupees Three Thousand Five Hundred) to be deposited with Library, Advocate Association of High Court Bombay, Bench at Aurangabad.

4. Amendment be carried out within stipulated period.

Application is accordingly disposed of

5. Stand over to 02.09.2024.

(SANDIPKUMAR C. MORE, J.)

Y.S. Kulkarni