



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 14908 OF 2015
IN SECOND APPEAL NO. 453 OF 1993
WITH CIVIL APPLICATION NO. 4499 OF 1993
IN SA/453/1993

KAMAL BHAUSAHEB KHALKAR AND OTHERS
VERSUS
VITHAL BALA KHELKAR LRS BALASAHEB AND OTHERS

Mr. V. R. Dhorde, Advocate for the appellant
Mr. S. T. Shelke, Advocate for the respondent No.1

CORAM : R. M. JOSHI, J.
DATE : 11th JANUARY, 2024

P.C. :-

1. This application for condonation of delay of 1523 days and for bringing LR's of deceased original appellant. Though the other legal heirs of deceased appellant are brought on record present applicants were excluded therefrom. Undisputedly present applicants are widow and children of Bhausahab who son of original appellant Vitthal. There are no malafides for bringing LR's on record beyond time. There is no reason or justification to refuse their request for joining themselves as legal representatives of appellant Vitthal.

2. All other contentions sought to be raised by Advocate for other appellants are kept open for consideration at relevant stage.

3. In the interest of justice, application stands allowed in terms of prayer clauses 'A' and 'B'. Amendment to be carried out within two weeks from today.

(R. M. JOSHI, J.)

ssp