

MJ Jadhav

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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
SECOND APPEAL NO. 561 OF 2017
WITH
CIVIL APPLICATION NO. 1059 OF 2017
WITH
INTERIM APPLICATION NO. 1973 OF 2021
WITH
INTERIM APPLICATION NO. 15079 OF 2024
IN
SECOND APPEAL NO. 561 OF 2017**

Raosaheb Baburao Chougule and Ors. ...Appellants/Applicants

Vs.

Shankar Bala Kumbhar ... Respondent

Mr. Shubham Dhenge i/b Manoj Patil for Appellants/Applicants.

Mr. Prathamesh Sawant i/b Mandar Limaye for Respondent.

CORAM : GAURI GODSE, J.

DATED : 2nd DECEMBER 2024

ORDER:

INTERIM APPLICATION NO. 1973 OF 2021 :

1. This application is for bringing on record names of heirs and legal representatives of deceased sole respondent. The heirs and legal representatives of the respondent are represented through Advocate. There is delay in filing the application.

2. In the facts and circumstances of the case, delay is condoned and the application is allowed in terms of prayer clause (a). Amendment to be carried out within two weeks from today.

INTERIM APPLICATION NO. 15079 OF 2024 :

3. This application is for bringing on record names of heirs and legal representatives of deceased appellant on record. There is delay in filing the application.

4. Learned counsel for the respondents opposes the application for condonation of delay. He submits that vague reasons are given and the reasons are not satisfactory.

5. Learned counsel for the applicants submits that the reasons are mentioned in paragraph no.5 of the application. He submits that the reasons for delay and the steps taken to file the application are explained in paragraph no.5.

6. I have perused the application.

7. The reasons appear to be justifiable and acceptable.

8. For the reasons stated in the application, delay is condoned and the application is allowed in terms of prayer clause (a) and (c). Amendment to be carried out within two weeks from today.

SECOND APPEAL NO. 561 OF 2017 :

9. List the second appeal on 27th January 2025 for admission.

(GAURI GODSE, J.)