

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.1852 OF 2016
IN
SECOND APPEAL NO. 133 OF 2003**

Marutirao Bayaji Indalkar (since deceased)
through legal heirs and Ors. ... Applicants

IN THE MATTER BETWEEN

Marutirao Bayaji Indalkar (since deceased)
through legal heirs and Ors. ... Appellants

Versus

Shirpatrao Marutirao Indalkar And Anr. ... Respondents

.....

Mr. Ramanik Pawar a/w Samiksha Pawar, for the Applicants/
Appellants.

Mr. K. P. Shah i/b P. B. Shah, for Respondent No.1.

Mr. Pradeep Gole, for Respondent No. 2.

.....

CORAM : PRITHVIRAJ K. CHAVAN, J.

DATED : 5th JULY, 2024.

P.C.

This is an application for bringing the legal representatives of deceased appellant No.8 (d)-Shashikant Dattatray Kirdat on record, who has died on 10th October, 2012, which is supported by a photostat copy of the death certificate issued by Satara Municipal Council.

- 2 Heard learned Counsel for the applicants.
- 3 The application is filed after seven years.
- 4 Learned Counsel for the respondent has no objection.
- 5 Application is allowed by condoning the delay and setting aside the abatement.
- 6 Necessary amendment shall be carried out within two weeks.
- 7 After carrying out amendment, amended copy of the Second Appeal be furnished to the learned Counsel for the respondents.
- 8 Application stands disposed of with no order as to costs.

[PRITHVIRAJ K. CHAVAN, J.]