

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO.17724 OF 2023
IN
WRIT PETITION NO. 9529 OF 2018**

Dhondiram Shankar Patil

... Applicant/
Petitioner

versus

Nivrutti Shankar Gaikwad and ors.

.... Respondents

Mr. Rushikesh G. Patil, Advocate for the Applicant/Petitioner.

Mr. R. S. Pawar, AGP for the State/Respondent Nos.2 to 5.

CORAM : R. M. JOSHI, J.

DATE : 23rd AUGUST, 2024.

P.C. :

1. This application is for bringing on record the legal heirs of deceased respondent No.1 who died on 25th August 2020. The applicant has sought condonation of delay of 1050 days in filing the application to bring the legal heirs of deceased respondent No.1 on record.

2. In spite of service of notice, none appears for the legal heirs of deceased respondent No.1. This indicates that they have no inclination to oppose the application.

3. Considering the application, it cannot be said that the delay caused in bringing legal heirs of the deceased respondent No.1 is deliberate. In the interest of justice, the delay stands condoned. The application is allowed in terms of prayer clause (a) and disposed of.

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4. Amendment be carried out within a period of two weeks from today.
5. If amendment is carried out, issue notice to the proposed respondents returnable on 20th September 2024.

(R. M. JOSHI, J.)