

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO.1873 OF 2024
IN
FIRST APPEAL NO.1106 OF 1995

Mr. Anilkumar Manikchand Rathod & Ors. ..Applicants

IN THE MATTER BETWEEN

Manikchand Vitthaldas Rathod

Since deceased through legal heirs

Anilkumar Manikchand Rathod & Ors. ..Appellants

Versus

The State of Maharashtra & Anr. ..Respondents

Mr. K. S. Mahuli & A. B. Deshmukh h/f T. D. Deshmukh, for the
Applicants/Appellants.

Mr. A. R. Patil, AGP for the Respondent/State.

CORAM : KISHORE C. SANT, J.

DATE : 23rd FEBRUARY, 2024

PC.

1. During pendency of the Appeal, sole Appellant/ Manikchand died on 26.08.2020. He is survived by legal heirs i.e. Anilkumar, Atul and Mahavir. There is delay of 3 years and 130 days in filing this Application.

2. For the reasons recorded, the Application stands allowed. Delay stands condoned.

3. Necessary amendment be carried out within one week from today.

[KISHORE C. SANT, J.]