

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

**CIVIL APPLICATION NO. 1375 OF 2016
AND
CIVIL APPLICATION NO. 286 OF 2015
IN
SECOND APPEAL NO. 81 OF 2000
WITH
SECOND APPEAL NO. 81 OF 2000**

Sou Palabai Appa Thombre & Ors. ... Applicants
Versus
Shri Shankar Bhau Thombre
(since deceased through Legal Heirs) ... Respondent

Mr. Amol Gatne i/by S. B. Deshmukh for the Applicants.
None for Respondent.

CORAM: R. N. LADDHA, J.

DATE : 19 JANUARY 2024

P.C. :

. By the Civil Application No. 1375 of 2016, the applicants has sought to condone the delay, set aside the abatement and to bring on record the legal heirs of respondent No.2.

2. For the reasons stated in the application, the present Civil Application No. 1375 of 2016 is allowed in terms of prayer clauses (a) and (b).

3. Leave to amend so as to bring the legal heirs of respondent No.1 on record. Amendment be carried out within a period of two weeks from today.

4. If the amendment is carried out, issue notice to the newly added respondents, returnable on **16 February 2024**.

5. Civil Application No.1375 of 2016 is disposed of accordingly.

6. Place the Second Appeal along with Civil Application No. 286 of 2015 on board on 20 February 2024.

R. N. LADDHA, J.