



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAW) NOS. 2733/2023 & 2495/2023
IN WRIT PETITION NO. 378/2019

Faiz Ahmad Biyabani and Anr.

Vs.

Eknath s/o. Ganpat Galgelwar (Deceased) through LR.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. Madhur Deo, Advocate for the Petitioners.

Mr. A. A. Dhawas, Advocate for Respondents.

CORAM : MRS. VRUSHALI V. JOSHI,J.

DATED : 29/02/2024.

1. These applications are filed by the petitioners to condone the delay of 611 days in filing the application for bringing the legal heirs of respondent No.1 on record and setting aside the abatement.

2. Mr. A. A. Dhawas, learned Advocate waives service of notice for legal representatives of respondent No.1.

3. Respondent No.1 is died on 21.08.2019 and the petitioners came to know about it on 04.08.2023 when the Counsel for the respondents filed the pursis about the death of respondent No.1.

4. Considering the reasons stated in the applications and considering the covid period, the delay is condoned. The abatement is set aside.

5. The petitioners are allowed to bring the legal representatives of respondent No.1 on record.

6. The amendment be carried out within one week.
7. The applications stand disposed of.

(MRS. VRUSHALI V. JOSHI, J.)