



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

Civil Application [CAC] No.123 of 2023

in

Civil Revision Application No.25 of 2023

Shrikant s/o Sambappa Chakote and another

vs.

Sau. Ashadevi Sitaldas Zambani and others

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

Mr. Anshu Deshpande, Advocate for the Applicants.

Mr. S.R. Kumbhalkar h/f Mr. Hitesh Biherani, Advocate for Non-Applicant No.1.

CORAM : M.W. CHANDWANI, J.

DATE : 16th JANUARY, 2024.

Heard.

02] The contention is that, non-applicant Nos.2 to 6, 12 and 17 died. Further contention is that, the applicants came to know about the death of said non-applicants, when the notices in the revision application came to be issued and, therefore, there is a delay in moving an application for bringing the legal representatives of the non-applicants on record..

03] For the reasons mentioned in the application, the delay is condoned. The application is allowed and disposed of accordingly.

Civil Application [CAC] No.124 of 2023 :

In view of death of non-applicant Nos.2 to 6, 12 and 17, the present application has been filed by the applicants for bringing the legal heirs of the deceased non-applicants on record.

02] It is contended on behalf of the learned Counsel for the applicants that right to sue survives against the legal representatives of the deceased non-applicants.

03] In view of this submission, the application is allowed. Corrections be carried out accordingly in the cause title of the revision application within a period of one week.

04] On carrying out correction in the cause title of the revision application, notice be issued to the non-applicants, making it returnable within three weeks.

05] In addition to usual mode of service, Hamdast is granted to serve upon the non-applicants.

06] The application is disposed of as such.

JUDGE

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