



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

Civil Application [CAS] No.279 of 2024
and
Civil Application [CAS] No.280 of 2024
and
Civil Application [CAS] No.281 of 2024
in
Second Appeal No.615 of 2007

Krushnarao s/o Laxmanrao Warankar and another
vs.

Gamphabai w/o Wamanrao Kikade (Dead), through L.Rs.

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

Court's or Judge's Orders

Mr. Anand Kinkar h/f Mr. R.G. Kavimandan, Advocate for the Applicants.
Mr. V.B. Bhise, Advocate for the Non-Applicants.

CORAM : M.W. CHANDWANI, J.
DATE : 19th JULY, 2024.

Heard.

02] By the present applications, the applicants/appellants seek condonation of delay in setting aside the abatement order and bringing the legal heirs on record.

03] The learned Counsel appearing for the legal heirs of the non-applicants/respondents has no objection.

04] In view of the reasons mentioned in the applications, the delay in filing the application for setting aside abatement order and for bringing the legal heirs on record is condoned. Since the right to sue survives against the sole respondent, abatement is set aside. Permission is granted to bring the legal heirs of respondent No.1 on record.

05] The civil applications are allowed and disposed of accordingly.

Cross Objection No.46/2016:

On the oral motion, permission to bring the legal representatives of the sole respondent on record in the cross objection is granted.

02] Amendments be carried out within a period of one week from today.

03] Stand over for two weeks.

JUDGE

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