

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

CIVIL APPLICATION (CAS) NO.1551 OF 2018
AND
CIVIL APPLICATION (CAS) NO.1550 OF 2018
AND
CIVIL APPLICATION (CAS) NO.1553 OF 2018
AND
CIVIL APPLICATION (CAS) NO.1552 OF 2018
IN
SECOND APPEAL NO.360 OF 2013

Baburao s/o Narayan Sangole (dead) through LRS and others
Vs.

Ushabai Wd/o Tulshiram Thakare and another

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

Court's or Judge's orders.

Shri A.B. Patil, Advocate for appellants.
Shri S.S. Deshpande, Advocate for respondent no.1.

CORAM : M.W. CHANDWANI, J.
DATE : 23.08.2024.

Heard.

2. By these applications, the applicants are seeking to condonation of delay in setting aside abatement order against appellant no.1 and bringing legal representatives of appellant no.1 and permission to bring legal representatives of appellant no.1 on record.

3. Learned counsel for the appellants submits that he has also filed vakalatnama on behalf of remaining legal representatives of deceased appellant no.1.

4. Learned counsel appearing on behalf of respondent no.1 submits that he has no objection in allowing the applications.

5. Considering the reasons mentioned in the applications, delay is hereby condoned. The abatement order passed against appellant no.1 is set aside. Since right to sue survives in favour of the legal representatives of deceased appellant no.1 permission to bring them on record is permitted. Accordingly, amendment be carried out within two weeks.

6. Civil applications stand disposed of.

JUDGE

Wagh