



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

CIVIL APPLICATION (CAS) NO. 591 OF 2024

IN

SECOND APPEAL NO. 197 OF 2018

BABAMIYA S/O REHEMUMIYA

Vrs.

SMT. UMABAI WD/O BHAURAO DALAL (DELETED) AND OTHERS

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri S. O. Ahmad, Advocate for applicant/appellant.

Shri N. R. Raut, Advocate h/f Shri N. B. Kalwaghe, Advocate for
respondent Nos.2, 3, 5 and 6.

CORAM: SANJAY A. DESHMUKH, J.

DATE : 18/07/2024.

1. This is an application for condonation of delay of 257 days caused for filing application for setting aside abatement and bringing legal heirs of appellant on record.

2. Perused the application.,

3. Heard learned Advocates for both sides.

4. Learned advocate for respondents has strongly objected the application.

5. Considering the peculiar set of facts and for the reasons stated in the application, the application deserves to be allowed, in the interest of justice.

6. The application is allowed, subject to deposit of costs of Rs.500/- in the office of Vidarbha Lady Lawyers' Association, Nagpur.

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7. This is an application for setting aside abatement.
8. Perused the application.
9. Heard learned advocates for both sides.
10. For the reasons stated in the application, application deserves to be allowed, in the interest of justice.
11. Application is allowed and disposed of.

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12. This is an application for bringing the legal heirs of deceased appellant on record.
13. Perused the application.
14. Heard learned advocates for both sides.
15. For reasons stated in the application, application is allowed.
16. Application is disposed of.
17. Applicant is permitted to carry out amendment.

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18. Learned Advocate for the appellant seeks two weeks time for filing hard copy of paper book.
19. Stand over after four weeks.

[SANJAY A. DESHMUKH, J.]