



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

CIVIL APPLICATION (CAF) NO. 709 and 710 OF 2024

IN

FIRST APPEAL NO. 623 OF 2022

SANTOSH S/o DEVISINGH CHOUHAN

VERSUS

UNION OF INDIA, THRU. GENERAL MANAGER, CENTRAL RLY., MUMBAI

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

Court's or Judge's Order

Ms. N. G. Choube, Advocate for the Respondent.

CORAM : G. A. SANAP, J.

DATE : MARCH 06, 2024.

1. **Civil Application (CAF) No. 710/2024** has been made for condonation of 404 days delay caused in filing an application for setting aside abatement of the appeal. **Civil Application (CAF) No. 709/2024** has been made for bringing on record the applicants being the legal heirs of deceased appellant.
2. It is stated that the sole appellant has died on 21.08.2022. The reasons have been stated in the application for delay. In view of the reasons stated in the application, both the applications are allowed.
3. The delay caused in filing application for setting aside abatement of the appeal is condoned. The abatement of the appeal is set aside. The applicants are allowed to be brought on record instead and in place of the deceased appellant.

4. Necessary amendment be carried out within one week.
5. Both the civil applications are disposed of. No order as to costs.

(G. A. SANAP, J.)

Diwale