



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

CIVIL APPLICATION (CAS) No.845 OF 2024
IN
SECOND APPEAL No.593 OF 2006

(Syed Mushtaq Ahmad s/o. Syed Ismail Muslim and others Vs. Daudkha s/o. Mustaqkhan Muslim (since deceased), through his Lrs. 1-a) Mobin Ahmed Khan Daud Khan and others)

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

Court's or Judge's orders.

Mr. J.J. Chandurkar, Advocate for appellants.
Ms. H.N. Jaipurkar, Advocate for respondent No.(1-a) to (1-e).

CORAM : SANJAY A. DESHMUKH, J.
DATE : 4th OCTOBER, 2024.

1. This is an application for condonation of delay of 242 days and for setting aside abatement against respondent No.(1-e).
2. Perused the application.
3. Heard learned Advocates of both sides.
4. The respondent No.(1-e) is no more.
5. The delay is not deliberately caused it appears from the record of the case.
6. Considering the reasons stated in the application, the application deserves to be allowed in the interest of justice.
7. The application is allowed.
8. The delay of 242 days caused is condoned and set aside the abatement against respondent No.(1-e).
9. The application is disposed of.

Civil Application (CAS) No.846/2024.

1. This is an application for bringing legal representatives of respondent No.(1-e) on record.
2. Perused the application.
3. Heard learned Advocates of both sides.
4. For the grounds taken in the application, the application deserves to be allowed in the interest of justice.
5. The application is allowed.
6. The Appellant-applicants are permitted to bring legal representatives of respondent No.(1-e) on record.
7. Amendment be carried out within a week.
8. If the amendment is not carried out within a week, the application shall be deemed to be rejected without further order.
9. The application is disposed of.

Civil Application (CAS) No.788/2023.

1. This is an application for condonation of delay of 927 days and for setting aside abatement against respondent No.(1-a).
2. Perused the application.
3. Heard learned Advocates of both sides.
4. Considering the grounds stated in the application it appears that delay is not deliberately caused. Therefore, the application deserves to be allowed in the interest of justice.
5. The application is allowed.
6. The delay of 927 days caused is condoned and

set aside the abatement against respondent No.(1-a).

7. The application is disposed of.

Civil Application (CAS) No.789/2023.

1. This is an application for permission to bring legal representatives of respondent No.(1-a) on record.

2. Perused the application.

3. Heard learned Advocates of both sides.

4. Considering the grounds stated in the application, the application deserves to be allowed.

5. The application is allowed.

6. The applicants-appellants are permitted to bring legal representatives of respondent No.(1-a) on record.

7. Amendment be carried out within a week.

8. If the amendment is not carried out within a week, the application shall be deemed to be rejected without further order.

9. The application is disposed of.

(SANJAY A. DESHMUKH, J.)