



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

CIVIL APPLICATION (CAO) NO. 731 OF 2024

IN

XOB NO. 79 OF 2022

IN

FIRST APPEAL NO. 1531 OF 2019

NILKANTH BHOJRAJ RATHOD (DEAD)

Vrs.

STATE OF MAHARASHTRA 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 A. B. Nakshane, Advocate for Cross-Objector.

Shri P. P. Pendke, AGP for respondent-State.

Shri Vinay Rathi, Advocate h/f Shri P. B. Patil, Advocate for
respondent No.3.

CORAM: SANJAY A. DESHMUKH, J.

DATE : 05/07/2024.

1. This is an application for setting aside abatement against deceased cross-objector on record.
2. Heard learned counsel for both sides.
3. Perused the application.
4. For the reasons stated in the application, the application is allowed, in the interest of justice, as prayed.
5. The application is disposed of.

CIVIL APPLICATION (CAO) NO. 732 OF 2024

6. This is an application for condonation of delay of 730 days in bringing legal heirs of deceased cross-objector on record.

7. The cross-objector - Nilkanth Bhojraj Rathod died on 20/10/2021. However, legal heirs of deceased cross-objector are not brought on record.

8. Heard learned counsel for both sides.

9. Perused the application.

10. For the reasons stated in the application, the application is allowed, in the interest of justice

11. The application is disposed of.

CIVIL APPLICATION (CAO) NO. 733 OF 2024

12. This is an application for permission to bring the legal heirs of deceased cross-objector on record.

13. Heard learned counsel for both sides.

14. Perused the application.

15. For the reasons stated in the application, the application is allowed, in the interest of justice, as prayed.

16. The application is disposed of.

17. Amendment be carried out within one week.

[SANJAY A. DESHMUKH, J.]