

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 1724 OF 2019
IN
SECOND APPEAL (ST) NO. 4710 OF 2018

WITH
INTERIM APPLICATION NO. 1726 OF 2019
IN
SECOND APPEAL (ST) NO. 4710 OF 2018

WITH

CIVIL APPLICATION 1086 OF 2018
IN
SECOND APPEAL (ST) NO. 4710 OF 2018

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Shahid Samsheer Aga And Others ...Applicants

Versus

Rasul @ Mohammed Rasul Akbar And Others ...Respondents

Mr. Sandeep Patad a/w Mr. Ganesh Munde i/b Mr. P.B. Shah for the
Applicants.

Mr. Vaibhav Gaikwad for Respondent No.1

CORAM : M.M. SATHAYE, J.

DATE : 20th JUNE, 2025

P.C. :

In IA/1724/2019 and IA/1726/2019

1. Heard Learned Advocate for the parties.
2. These applications are taken up for setting aside the abatement of the delay condonation application as well as second appeal as against Respondent No.14 and 18 respectively. It appears that

the abatement had taken place because these two Respondents could not be served on the addresses provided.

3. In the present applications, fresh addresses are provided in paragraph No. 7.

4. In view of above, the applications are disposed of by permitting the Applicants to serve Civil Application No. 1086 of 2018 (for delay condonation in filing Second Appeal) on the fresh addresses supplied by the Applicants.

5. IA/1724/2019 and IA/1726/2019 are disposed of.

In CA/1086/2018

6. Issue notice to Respondent No. 14 & 18 on the fresh addresses supplied in IA/1724/2019 and IA/1726/2019, returnable on 18.07.2025. It is clarified that notices will be issued without waiting for amendment, as fresh addresses are on record of IA/1724/2019 and IA/1726/2019.

7. For the purpose of record, leave is granted to amend fresh addresses of Respondent Nos. 14 & 18. Amendment to be carried out within 3 weeks.

(M.M. SATHAYE, J.)