



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

CIVIL APPLICATION (CAW) NO.552/2025

IN

WRIT PETITION NO.3192/2021

Smt. Geeta Jayant Kolte

...Versus...

Sanjay Narsi Chawan and another

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

Court's or Judge's orders

Mrs. K.S. Joshi, Advocate for petitioner/applicants

CORAM : ROHIT W. JOSHI, J.

DATE : 16/09/2025

1. The present petitioner, who is defendant in Misc. Judicial Case No.108/2013 pending on the file of the learned Small Causes Court at Nagpur has expired on 14/06/2022.
2. The application is filed on 04/03/2025, which is beyond limitation. A statement is made in paragraph No.2 of the application that intimation regarding demise of petitioner/defendant was given to the respondents/applicants in the pending Misc. Judicial Case on 26/09/2022. It is stated that application for bringing legal heirs of deceased petitioner/defendant was allowed by the learned trial Court on 11/12/2024 and thereafter the present application is filed on 04/03/2025.
3. Learned Advocate for the petitioner states that since the proceedings out of which present petition has arisen, had itself abated, present application for bringing legal representatives of petitioner is filed after abatement of the

same was set aside by bringing legal representatives on record.

4. In view of above, the delay caused in filing the application for bringing legal representatives of deceased petitioner is condoned and abatement of petition is set aside and permission is granted to bring the names of the present applicants as legal heirs of deceased petitioner on record. Necessary amendment be carried out on or before 30/09/2025.

5. The civil application stands disposed of. No order as to costs.

(ROHIT W. JOSHI, J.)

Wadkar