



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

Civil Application [CAS] No.1328 of 2023  
and  
Civil Application [CAS] No.1329 of 2023  
in  
Second Appeal No.199 of 2020

*Deorao s/o Narayan Atram and another*  
*vs.*  
*Kisanrao Mutanna Nainwar and others*

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*Office notes, Office Memoranda of  
Coram, appearances, Court's orders  
or directions and Registrar's orders.*

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*Court's or Judge's Orders*

*Mr. D.V. Mahajan, Advocate for the Appellants.*  
*Mr. A.S. Ghawde, Advocate for Respondent Nos.2 to 4 & 6.*

**CORAM : M.W. CHANDWANI, J.**  
**DATE : 13<sup>th</sup> FEBRUARY, 2025.**

Heard.

02. Issue notice to the proposed legal heirs of respondent No.1.
03. Learned Counsel Mr. A.S. Ghawde waives service of notice on behalf of respondent Nos.2 to 4 and 6.
04. For the reasons mentioned in the applications, the delay in filing the application for bringing the legal heirs of deceased respondent No.1 is hereby condoned. Since the right to sue survives against the legal heirs of deceased-respondent No.1, permission is granted to bring the legal heirs of deceased-respondent No.1 on record. Accordingly, the abatement order against respondent No.1 is set aside.
05. Necessary amendments be carried out within a week from today. The applications are allowed and disposed of accordingly. The matter be listed after two weeks.

**JUDGE**