



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

CIVIL APPLICATION (CAF) NO.3244/2024

IN

FIRST APPEAL NO.1312/2018

V.I.D.C. through Executive Engineer, Minor Irrigation Division, Washim

Vs.

Shrawan Shama Ade and another

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

Court's or Judge's orders

Ms U.J. Patil, Advocate Advocate for appellant
Ms Mrunal Naik, AGP for respondent No.2/State

CORAM : SHYAM C. CHANDAK, J.

DATED : 24.06.2025

Heard.

2. Present application seeking condonation of delay in filing this application to set aside the abatement. Respondent No.1, in the aforesaid appeal, has expired on 18.03.2024 and after his death, his wife namely Pruthwika Shravan Ade also expired. The learned Advocate for respondent No.1 filed a *pursis* dated 25.07.2024, which the learned Counsel for the Applicant received later on. In the meanwhile, the Appeal got abated. Therefore, and considering the submissions by the learned Advocate for applicant, the application is allowed.

3. The 90 days delay in filing this application for setting aside abatement and to set aside the abatement, is allowed.

4. Abatement is set aside.

5. The application stands disposed of, accordingly.

CIVIL APPLICATION (CAF) NO.3246/2024

1. Heard.
2. Considering the reasons stated in the application and the submissions, the application is allowed.
3. The delay in filing the application to bring on record the legal heirs of deceased Respondent No.1 is condoned.
4. The application stands disposed of accordingly.

CIVIL APPLICATION (CAF) NO.3247/2024

1. Heard.
2. Considering the submissions by learned Advocate for the applicant, the applicant is permitted to bring on record the legal heirs of deceased Respondent No.1.
3. Necessary amendment to be carried out within two weeks from today.
4. The application stands disposed of.

(SHYAM C. CHANDAK, J.)