



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

CIVIL APPLICATION NOS. 3309 AND 3310 OF 2025 IN
FIRST APPEAL NO.754 OF 2011

Bhupal s/o Pannalal Dongaonkar (Jain).

..vs..

Badrinath Dattu Sable and ors.

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

Court's or Judge's orders

Shri Pratik Jain, Advocate for the appellant.
Shri A.W. Paunikar, Advocate for respondent no.2.

CORAM: PRAVIN S. PATIL, J.
DATED : 19/09/2025.

Heard.

2. By these applications, the applicants are seeking setting aside the abatement of appeal against the appellant, who was reported to be expired on 21.08.2024 and permission to bringing legal heirs of the appellant.

3. Since the right to sue is surviving in favour of the legal heirs of the appellant and for the reasons stated in the applications, the applications are allowed.

4. We hereby set aside the abatement against the appellant.

5. Appellant to carry out necessary amendment within a period of one week and supply the amended copy of paper book on other side on or before the next date.

6. List the matter for further consideration, in the 1st week of October, 2025.

(PRAVIN S. PATIL, J.)