



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

**CIVIL APPLICATION (CAA) NO.55/2025;**  
**CIVIL APPLICATION (CAA) NO.56/2025;**  
**CIVIL APPLICATION (CAA) NO.57/2025**  
**AND**  
**CIVIL APPLICATION (CAA) NO.58/2025**  
**IN**  
**APPEAL AGAINST ORDER NO.01/2024**

**Shri Sushil s/o Narayan Umbarkar and others**  
**...Versus...**  
**Makhanlal s/o Shrigopal Daga 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

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Mr. Rahul Tajne, Advocate for appellants  
Mr. S.G. Karmarkar, Advocate for respondent No.2  
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**CORAM : ROHIT W. JOSHI, J.**  
**DATE : 09/03/2026**

1. There is delay of around 9 months and 9 days in filing application for bringing legal representatives of deceased respondent No.2 on record.
2. Statement is made on oath that the appellants were not aware about the demise of respondent No.2. The said statement is not countered.
3. In view of above, delay in filing application for setting aside abatement and application for bringing legal representatives of deceased respondent No.2 on record is condoned. Abatement of appeal against respondent No.2 is set aside and permission is granted to bring legal representatives of deceased respondent No.2 on record.

4. Necessary amendment be carried out on or before 13/03/2026.
5. Advocate Mr. S.G. Karmarkar waives service of notice for the legal representatives of respondent No.2.
6. Civil Applications are allowed and disposed of accordingly.

**APPEAL AGAINST ORDER NO.01/2024**

List the appeal for hearing on admission on 23/03/2026.

**(ROHIT W. JOSHI, J.)**