



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

CIVIL APPLICATIONS (S) NO.1226 OF 2025 & 1225 OF 2025

IN

SECOND APPEAL NO. 14 OF 2012

(RAMCHANDRA S/O BISANSA GULHANE

VS

THE STATE OF MAH. THR. THE COLLECTOR AND ORS)

*Office Notes, Office Memorandum of Coram,
appearances, Court's orders or the directions,
and Registrar's orders.*

Court's or Judge's order

Mr. V.B.Bambhurkar, Advocate for appellant.
Mr. H.D.Dubey, AGP for respondent No.1
Mr. S.P Kshirsagar, Advocate for respondent No.4.

CORAM : ROHIT W. JOSHI, J.

DATED : APRIL 06, 2026

- 1) These applications are filed seeking condonation of delay in filing application to bring the legal representatives of deceased respondent No.3 on record, by setting aside the abatement of the appeal against the said respondent and for impleading legal representatives of deceased respondent No.3.
- 2) The respondent No.3 is stated to be expired on 24/05/2019. The applications are filed on 21/08/2025. It is stated in the applications that the applicant was not aware about the demise of respondent No.3 and that knowledge in this regard was gathered on perusal of the sale deed dated 25/07/2025, copy of which was obtained on 18/08/2025.
- 3) Having regard to the contents of the applications, as also to the fact that the parties are contesting the litigation since long, in the considered opinion of this Court, delay caused deserves to be condoned.

- 4) In view of the aforesaid, the applications are allowed by condoning the delay caused in moving the application for bringing legal representatives of deceased respondent No.3 on record, setting aside abatement of appeal against respondent no.3 and granting permission to bring names of legal representatives of deceased respondent No.3 on record. Necessary amendment be carried out forthwith.
- 5) Mr. S. P Kshirsagar, learned counsel waives service of notice on behalf of legal representatives of deceased respondent No.3.
- 6) List for final hearing on **20/04/2026**.

(ROHIT W. JOSHI, J.)