



ORDER BELOW EXH.32 IN R.D No.1/2018
(Hoorunnisa Begam Vs. Venubai Salve)

1. Decree holder has filed this application for setting aside abatement of suit.
2. Decree holder has submitted that they had issued notices to all judgment debtors. They have received report of bailiff. As per report of bailiff judgment debtors No.4 has already died in March 2019. They could not file this application earlier due to on-going covid-19 pandemic. Hence in the interest of justice delay be condoned and they be permitted to bring legal heirs of respondent No.4 Arun Salve on record after setting aside abatement of suit.
3. Defendant No.4 municipal corporation has given the say that suitable order be passed.
4. I heard learned counsel for the parties.
5. I perused this application and say submitted. I consider that DH has given sufficient ground for condonation of delay and for setting aside abatement of suit that he could not file this application due to on-going covid-19 pandemic. Hence I consider that there is sufficient ground to condone the delay and set aside abatement of suit. Hence I pass this order.

ORDER

1. This application is hereby allowed
2. Abatement of suit is hereby set aside.

Sd/-

Date :- 18/08/2021
Place :- Aurangabad.

(Smt. S. N. Morwale)
Civil Judge Senior Division
(Corporation Court), Aurangabad.

CERITIFICATE

I affirm that the contents of this P.D.F. file Order are same, word to word, as per the original Order.

Name of the Stenographer	: K. M. Shinde
Court	: C.J.S.D.(Corporation Court), Aurangabad
Date	: 18/08/2021
Order signed by the presiding officer on	: 18/08/2021
Order uploaded on	: 18/08/2021