

Common Order below applications (Exh. 26, 28 & 30) in
Regular Civil Appeal No. 227/2023
CNR MHST19003173 -2023
(Sandip Baburao Jadhav Vs. Dattatray Ganpati Jadhav)

Read the applications and say of the respondent. Heard learned advocates of both the parties.

02. Perusal of record prima facie it appears that the issues relating to adoption and civil rights and liabilities of the parties are involved in the subject matter. Considering submission of learned advocate it appears that due to pandemic situation of Covid-19 the application could not be moved within time. Considering the subject matter in order to adjudicate the real controversy between the parties on merit effectually and conclusively, in the interest of justice, it would be just and proper to condone the delay, set aside the abatement and allow the appellant to bring legal representatives of the deceased appellant on record. Accordingly, I pass following order :

ORDER

- 01] The applications (Exhs. 26, 28 and 30) are allowed.
- 02] The delay caused in bringing the legal representatives of deceased respondent is hereby condoned.
- 03] The order of abatement is hereby set aside.
- 04] The appellant is permitted to bring the legal representatives of deceased on record.

WAI

Date 22nd August 2023

(S.G. Nandimath)
District Judge-1, Wai