



## FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

## SECOND APPEAL NO.680 OF 2016

Office Notes, Office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders	Court's or Judge's orders
<p data-bbox="331 645 855 725">CORAM : <u>S.R. AGRAWAL</u> <u>REGISTRAR (JUDL. - II)</u></p> <p data-bbox="341 766 831 801">DATE : 13<sup>th</sup> November, 2024</p> <p data-bbox="236 889 467 925">None present.</p> <p data-bbox="153 958 957 1420">As per Bailiff's report dated 20/02/2023, Respondent No.1(e) - Shobha G. Warungase is reported to be dead. The matter was placed on board of Registrar for third time. However, learned Advocate for the Appellant has not taken any steps for bringing on record the legal representative of the deceased Respondent No.1 (e).</p> <p data-bbox="153 1473 957 2056">In view of provisions under Chapter VII, Rule 6(2) of the Bombay High Court, Appellate Side Rules, 1960, in cases where 90 days have elapsed from the reported death of any of the parties to the Appeal and no action has been taken by the Appellant to bring the heirs of the deceased Party on record the matter shall be placed before the Registrar for orders regarding the abatement of the Appeal as against the deceased party as soon as possible.</p>	



As such, prescribed time to bring on record the heirs of the deceased Respondent No.1 (e) as provided under Rule 1960 has been expired. 04 weeks time was granted, but all in vain. The matter is lying ideally without any progress due to want of any steps.

However, instead of passing order of abatement outrightly, it would be just and proper to give one more opportunity to take steps for bringing the legal representatives of deceased Respondent No.1 (e) on record.

In turn, 02 (two) weeks time is granted with directions to take steps for bringing on record legal representative of deceased Respondent No.1 (e) without fail. On failure, proceeding would stand abated against deceased Respondent No.1 (e) - Shobha G. Warungase, without further reference to the Court of Registrar.

sd/-  
Registrar (Judl. - II)

amr