

Amberkar

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO. 858 OF 2019
WITH
INTERIM APPLICATION NO.18356 OF 2022
WITH
INTERIM APPLICATION (ST) NO. 6400 OF 2025

Ramdas Kedu Aher

.. Appellant

Versus

Motiram Kedu Aher & Ors.

.. Respondents

-
- Mr. Jayendra Khairnar a/w Ms. Gauri Kulkanri, Advocates for Respondents

.....
CORAM : MILIND N. JADHAV, J.

DATE : SEPTEMBER 11, 2025

P. C.:

1. Heard Mr. Khairnar, learned Advocate for Respondents.
2. Present Appeal is admitted on 01.10.2021.

Interim Application No. 18356 of 2022:-

3. Present Interim Application is taken out for expeditious hearing of above captioned Second Appeal.

3.1. Perused the Interim Application. For the reasons stated therein, Interim Application is allowed in terms of prayer clause (a).

3.2. Interim Application is disposed.

Interim Application (St) No. 6400 of 2025:-

4. Present Application is taken out by Applicants for bringing on record legal heirs of Respondent No. 2A who has expired on 28.06.2023 in the interregnum during pendency of the Second Appeal.

4.1. Perused the Interim Application. For the reasons stated therein, Interim Application is allowed in terms of prayer clause (a). Delay of 1 year and 138 days in filing the present Application is condoned. Abatement, if any, stands set aside. Amendment is permitted to be carried out within a period of one week from today. Re-verification stands dispensed with. Copy of the amended Second Appeal shall be served on Respondents.

4.2. Interim Application is disposed.

5. Though Mr. Kharinar has stated that Interim Application No. 175 of 2020 is pending, record shows that by order dated 01.02.2021 same is disposed as withdrawn by learned Advocate for Applicants.

6. Place the Second Appeal for hearing on **25th September, 2025 at 3.00 p.m.**

[MILIND N. JADHAV, J.]

Amberkar

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by RAVINDRA
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