

IN THE HIGH COURT OF JUDICATURE AT BOMBAY:
NAGPUR BENCH : NAGPUR
Second Appeal No. 753 of 2017
[Nandkishor Shridhar Bhagwat & others Vs. Smt. Yashoda Siyaram Pande & others]

Office Notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's orders

Mr. R. L. Khapre, Adv., for the appellants.

CORAM : A. S. CHANDURKAR, J.

DATE : 19th December, 2017

Heard.

Issue notice on the following substantial question
of law:-

Whether by virtue of order dated 23rd September, 2011 permitting deletion of name of defendant no.1 from the array of parties on account of his death and continuation of the suit against the legal representatives of defendant no.2 amounts to grant of exemption from bringing on record legal representatives of defendant no.1 under provisions of Order-XXII, Rule 4 (4) of the Civil Procedure Code, 1908?

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Notice is made returnable on 16th February,
2018.

Hamdast is granted.

Judge

[hedau]