

  
**HIGH COURT OF JUDICATURE FOR RAJASTHAN**  
**BENCH AT JAIPUR**

S.B. Civil Second Appeal No. 281/2007

Santosh Kumar Banada

----Appellant

Versus

R I I C O

----Respondent

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|                   |                                                         |
|-------------------|---------------------------------------------------------|
| For Appellant(s)  | : Mr. Atul Bhardwaj                                     |
| For Respondent(s) | : Mr. Naval Kishore Saini for<br>Mr. Abhishek B. Sharma |

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**HON'BLE MR. JUSTICE MAHENDAR KUMAR GOYAL**

**Order**

**11/08/2023**

For the reasons stated in the application No.2/2021 filed under Order 22 Rules 3 & 9 CPC read with Section 151 CPC for setting aside the abatement and for taking on record the legal representatives of deceased-appellant Shri Santosh Kumar Banada and in the application No.3/2021 filed under Section 5 of the Limitation Act for condoning the delay in filing the application, which are not opposed by the learned counsel for the respondents, the same are allowed. The delay in preferring the application is condoned, abatement is set aside and the legal representatives of deceased-appellant are taken on record.

Learned counsel for the appellant prays for and is granted a week's time to file amended cause titled failing which the civil second appeal shall stand dismissed without reference to the Court.

(MAHENDAR KUMAR GOYAL),J