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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO. 9604 OF 2017
IN
SECOND APPEAL NO. 361 of 1995**

Budha Dasu Rathod (DIED)

Through : Legal representatives Namdeo and others ...APPLICANTS
VERSUS

Abdul Majidkhan Hamid Khan (DIED)

Through : Legal representatives Sattar Khan (DIED)

Through Legal representatives Nilofarbee & Ors ..RESPONDENTS

Mr S.A. Dhengle, Advocate for Applicants

Mr G. K. Thigle, Advocate for respondent No. 1(IV), 1 (V).

Mr V.V. Bhavthankar, Advocate for respondent No.1(II) to (VII),2(A) to2(J)

Mr S. S. Choudhari, Advocate for respondents No. 4B,5J,6 & 7

CORAM : N.W. SAMBRE, J.

DATE : 20th July, 2017

ORAL ORDER

This is an application for setting aside abatement caused in filing application for bringing legal representatives of deceased respondent No.5-H.

For the reasons disclosed in the application, and since the respective Counsels are in agreement that the parties have amicably settled the matter and would be filing proceedings to that effect before this Court, the application stands allowed in terms of Prayer Clause "B" & "C".

(N.W. SAMBRE, J.)

pjm