

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

**936 CIVIL APPLICATION NO.2458 OF 2018
IN
WRIT PETITION NO.4989 OF 2016**

Pralhad S/o Ramrao Rakte ... Applicant

Versus

Bhagwat S/o Ramrao Rakte
since deceased through his L.Rs.
Kantabai W/o Bhagwat Rakte
and others ... Respondents.

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Mr. H.B. Pawar, Advocate h/f Mr. H.V. Tungar, Advocate for the
Applicant.
Mr. R.D. Thorat, for the Respondent/Sole.

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CORAM : V.L. ACHLIYA, J.

DATED : 6th APRIL, 2018

PER COURT:-

1. Heard the learned counsel for the applicant and the proposed respondents i.e. legal heirs of deceased respondent.
2. On due consideration of submissions advanced in the light of reasons set out seeking condonation of delay and setting aside the order of abatement, the application is allowed in terms of prayer clauses 'B' and 'C'. Necessary substitution be carried out within one week from today. After carrying out amendment, the

amended copy be furnished to the Advocate representing the respondents. No fresh notice to the respondents. Learned counsel for the legal heirs is directed to waive service.

3. The Civil Application is disposed of in above terms.

(V.L. ACHLIYA)
JUDGE

SPR