

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

**922 CIVIL APPLICATION NO. 9475 OF 2018  
IN WP/594/2017**

**KAUSALYABAI RAMANLAL LADDA AND ANOTHER  
VERSUS  
SHANKAR KHANUJI KOTHIMBIRE AND OTHERS**

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Advocate for Applicants : Shri. D. N. Patki  
AGP for Respondent Nos. 2 & 3: Shri. S. R. Yadav  
Advocate for Respondent Nos. 1/A to 1/C : Shri. F. R. Tandale

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**CORAM : RAVINDRA V. GHUGE, J.**

**DATED : 24<sup>th</sup> NOVEMBER, 2018.**

...

***PER COURT :***

1. The applicants / petitioners pray for condonation of delay of 259 days and further pray that the LRs of deceased respondent No.1 Shankar Khanuji Kothimbire be brought on record.
2. The LRs have been served by court notice.
3. The learned Advocate appearing on behalf of the LRs opposes the application.
4. For the reasons set out, this application is allowed.
5. The delay of 259 days is condoned. Costs are not imposed as the petitioners are two widows, who are of

advanced age and having no source of income. Consequentially, the order of abatement as against Shankar Khanuji Kothimbire in the Writ Petition is recalled and the Writ Petition stands restored as against the deceased Shankar Khanuji Kothimbire in view of the LR's having been brought on record.

6. List the Writ Petition for admission on 17<sup>th</sup> December, 2018.
7. Learned Advocate appears on behalf of LR's in the Writ Petition.

**(RAVINDRA V. GHUGE, J.)**

vsm/-