

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 13795 OF 2018
with
CIVIL APPLICATION NO. 13796 OF 2018
in
Second Appeal No. 75 of 2001

Sangubai Sangram Patre [Died], **Applicant**
through L.R. Vishwanath Sangram
Patre

V E R S U S

Manik Vithalrao Phulari & Ors. **Respondents**

Mr. R.P. Adgaonkar, Advocate for the Applicant

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CORAM : ARUN M. DHAWALE, J.

DATE : 19th December, 2018

PER COURT :

Applicant Sangubai Sangram Patre is reported to be dead on 16.10.2014. Advocate Mr. R.B. Narwade was appearing for her, so his *Vakalatnama* stands cancelled. It is reported that she is the main contesting respondent in Second Appeal. The Appeal cannot proceed without her legal representatives who are not brought on record for four years and one month. Hence, Appeal stands abated on expiry of 90 days from the date of her death.

2. Civil Application No.13795/2018 for
condonation of delay survives.

3. Civil Application No.13796/2018 for
restraining respondent No.1/appellant from alienating
or creating third party interest in respect of the
suit property does not survive and stands disposed of.

(ARUN M. DHAWALE, J.)