

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

**15 CIVIL APPLICATION NO. 10514 OF 2021 IN WP/6483/2016
WITH CA NO. 7775/2019 IN WP/6483/2016**

**MAINABAI RAMKRUSHNA AUTI DIED DNYANESHWAR JAGANNATH AUTY
AND OTHERS
VERSUS
RAMESH DEVIDAS BHAWAR AND OTHERS**

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Advocate for Applicants : Mr. A.V. Sonwane i/b Sonawane Vilas D.
Advocate for Respondents : Mr. D.K. Dagadkhair.

**CORAM : MANGESH S. PATIL, J.
DATE : 25.10.2021.**

PER COURT :

The original respondent No. 4 Mainabai has died. The Civil Application No. 7775/2019 has been filed by the petitioners seeking to bring on record her legal representatives No. 4A, 4B, 4/C/a to 4/C/c. Simultaneously, even one Dnyaneshwar Jagannath Auty (Wani) who was defending the cause on behalf of Mainabai as her power of attorney holder has also filed Civil Application No. 10514/2021 seeking to come on record as her legal representative on the basis of a will allegedly executed by her in his favour.

2. The other legal representatives in the affidavit in reply to the Civil Application No. 7775/2019 specifically admit existence of such a will of Mainabai in favour of Dnyaneshwar. In view of such state of affairs, when there is no dispute amongst the legal representatives of respondent No. 4 Mainabai about the fact that Dnyaneshwar is the person who is her legal representative in view of the will left behind by her, the Civil Application No. 10514/2021 is allowed. Dnyaneshwar is allowed to be brought on record as the sole legal representative of respondent No. 4 Mainabai.

3. The Civil Application No. 7775/2019 is disposed of.
4. Petitioner to carry out necessary amendment within four weeks.
Stand over to 22.11.2021.

(MANGESH S. PATIL, J.)

mkd/-