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

**CIVIL APPLICATION NO.8080 OF 2021
IN
SECOND APPEAL NO.19 OF 2013**

Tanhibai Ramrao Gaikwad and Others .. Applicants

Versus

Vithalrao Narayanrao Gaikwad and Others .. Respondents

...
Mrs. M.G. Kasturkar h/f. Mrs. M.A. Kulkarni,
Advocate for the applicants
Mr. S.S. Chaudhari, Advocate for respondent no.2
....

CORAM : MANGESH S. PATIL, J.

DATE : 16-02-2022

PER COURT :

. This is an application for setting aside abatement of the Second Appeal qua respondent no.1, by the order dated 09-07-2018. The office note reads that the proposed legal heirs have been served, but none is appearing on their behalf.

2. For the reasons mentioned in the application, it is allowed. The abatement is set aside by condoning the delay. Necessary amendment to be carried out within two weeks.

**(MANGESH S. PATIL)
JUDGE**