

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

**CIVIL APPLICATION NO. 1070 OF 2022
IN
SECOND APPEAL NO. 928 OF 2006**

Hasinabi Shaikh Ahmed (Died) Through L.R.
Shaikh Afsar Shaikh Ahmed (Died) Through L.R.
Shaheen Begum Mohammed Shaikh ..APPLICANT

VERSUS

Shivkumar Bankatlal Jaiswal and Others ..RESPONDENTS

....
Ms. A.N. Ansari, Advocate for applicant

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**CORAM : R.G. AVACHAT, J.
DATE : 23rd SEPTEMBER, 2022**

PER COURT :

1. None present for the respondents.
2. Sole appellant passed away in 2016. As such, the appeal stood abated long back. The application has been moved for condonation of delay, setting aside abatement to bring on record legal representatives of the deceased – appellant. The appeal had already been admitted.
3. In the interest of justice, the application is allowed, subject to cost of Rs.5,000/- to be deposited in this Court. Said amount shall be remitted to Maharashtra National Law University, Aurangabad.

(R.G. AVACHAT, J.)

SSD