

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD

917 CIVIL APPLICATION NO.12708 OF 2021  
IN SA/448/2013

CHITRABAI BABURAO WAYASE  
VERSUS  
RAJARAM BABURAO WAYASE DIED KASHIBAI DIED  
LALASAHEB DIED RAHIBAI LALASAHEB WAYASE AND OTHERS

...  
Advocate for Applicant : Mr. B.A. Dhengle h/f. Mr. P.K. Deshmukh  
Advocate for respondents no. 3-1 to 3-5 : Mr. P.G. Godhamgaonkar  
...

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

**DATE : 2 MARCH 2022**

**PC :**

This is an application for setting aside the abatement qua the respondent no. 3 with a prayer to condone the delay.

2. Issue notice to the proposed LR's.

3. Mr. Godhamgaonkar has appeared on their behalf and submits that the application may be allowed and the second appeal may be listed for admission.

4. In view of such a stand of the proposed LR's, the application is allowed. Delay is condoned. Abatement is set aside. LR's are allowed to be brought on record. Necessary amendment be carried out within two weeks.

5. After such amendment is carried out, issue notice in the second appeal to the persons to be added. Mr. Godhamgaonkar waives notice on their behalf even in the second appeal.

6. If the matter is otherwise ready for admission, list it on 30-03-2022.

**[ MANGESH S. PATIL ]**  
**JUDGE**

arp/