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

**907 CIVIL APPLICATION NO.15438 OF 2017
IN
SECOND APPEAL NO.622 OF 2005**

**MUMTAZ JAHAN BEGUM SHAIKH BASIR
VERSUS
SYED SHER ALI SYED ALI DIED THROUGH LRS
AZHAR ALI AND ORS**

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Advocate for Applicant : Mr. Vishal S. Badakh

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CORAM : MANGESH S. PATIL, J.

DATE : 24-03-2022

PER COURT :

. This is an application for setting aside the abatement in respect of deceased respondent no.1 with a prayer to condone the delay.

2. The proposed legal heirs have been duly served, but none has appeared.

3. For the reasons mentioned in the application, it is allowed. The abatement is set aside. The delay is condoned. The legal heirs of deceased respondent no.1 are allowed to be brought on record. Necessary amendment to be carried out within two weeks.

**(MANGESH S. PATIL)
JUDGE**