

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
CIVIL APPLICATION NO. 16917 OF 2022 IN
FIRST APPEAL NO. 3737 OF 2022**

Ambubai Gopalrao Patil

Applicant

Versus

State of Maharashtra & others

Respondents

Mr. V. V. Ingale, advocate for the Applicant

Mr. B. V. Virdhe, AGP for the Respondents.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 17th January, 2023.

PC :

Heard rival submissions.

The applicant, being the legal representative of sole appellant Ambubai Gopalrao Patil, is seeking permission to bring himself on record by condoning the delay of 183 days for setting aside abatement order.

Admittedly, Ambubai died on 05.07.2020 and, therefore, considering the right to sue, the application is allowed in terms of prayer clauses "A" and "B". Necessary amendment be carried out within the stipulated period.

Civil Application is accordingly disposed of.

**(SANDIPKUMAR C. MORE)
JUDGE**

adb