



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

**CIVIL APPLICATION NO. 11665 OF 2025
IN SA/346/2017**

**SOMNATH EKNATH KALE AND OTHERS
VERSUS
NIVRUTTI MARUTI KALE L.RS. SAKHARBAI AND OTHERS**

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Advocate for Applicants : Mr. Mane Dhananjay A.
Advocate for Respondent No. 1 : Mr. S.R. Nikam h/f Mr. Y.V. Kakade
Advocate for Respondent no. 2 : Mr. P.A. Bharat

CORAM : SHAILESH P. BRAHME, J.

DATE : 14.11.2025

PER COURT :

For the reasons stated in the application the applicants seek condonation of delay 54 days in setting aside the abatement and bringing legal heirs of deceased respondent no. 1 Nivrutti Maruti Kale on record. The cause of action survives against the legal heirs of deceased respondent no. 1. The delay is not intentional and needs to be condoned.

2. The Civil Application is allowed in terms of prayer clause B and C.
3. Necessary amendment to be carried out forthwith.

(SHAILESH P. BRAHME, J.)

mkd/-