



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

**CIVIL APPLICATION NO. 5717 OF 2025
IN
SECOND APPEAL NO. 58 OF 2006**

**PUNDLIK RAJARAM BIRADAR L.RS. BHAGIRATIBAI
L.RS. NIVRUTTI AND OTHERS**

VERSUS

**SAYED MULLANI SAYED MOHIUDDINSAHEB L.RS.
AAMBEE L.RS. SAYED ABDUL RAZAK AND OTHERS**

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Shri Patil Jayant R., Advocate for the Applicants.

Mrs. A.N. Ansari, Advocate for Respondent Nos.1, 2 and 4 to 6.

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CORAM : PRAFULLA S. KHUBALKAR, J.

DATE : 11th June, 2025

Per Court :-

1. This is an application for bringing on record the legal representatives of the deceased respondent No.2 by condoning delay.

2. Learned advocate Mrs.A.N. Ansari, who appears for other respondents, states that she is waiving service on behalf of the proposed legal representatives of the deceased respondent No.2 and she wants to file Vakalatnama.

3. Heard the learned advocates for the respective

parties.

4. Considering the reasons mentioned in the Civil Application, more particularly in paragraph Nos.4 and 5 and in view of the fact that the cause of action survives, the Civil Application is allowed. Delay of 105 days is condoned. The applicants are permitted to bring on record the names of legal representatives of the deceased respondent No.2 as are mentioned in paragraph No.2 of the Civil Application. Amendment be carried out within two weeks.

kps

(PRAFULLA S. KHUBALKAR, J.)