



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

**CIVIL APPLICATION NO. 10161 OF 2021
IN
SECOND APPEAL NO. 284 OF 2013**

Abdul Majjid Shaikh Amir
Since deceased Through LRs.
Irshadbi Abdul Majid and others .. Applicants

Versus

Shaikh Hakkani Shaikh Munir
and others .. Respondents

Shri M. K. Deshpande, Advocate for the Applicants.
Shri Milind M. Patil (Beedkar), Advocate for the Respondent
Nos. 1, 2, 4 to 7.
Shri N. D. Raje, A.G.P. for the Respondent Nos. 8 and 9.

**CORAM : SHAILESH P. BRAHME, J.
DATE : 09TH SEPTEMBER, 2025.**

FINAL ORDER :

. Applicants seek condonation of delay, setting aside abatement and bringing legal heirs of applicant/appellant No. 4 on record.

2. For the reasons stated in the application the delay is sought to be condoned.

3. Cause of action survives against legal heirs of the deceased appellant No. 4. They are necessary parties. Learned counsel for

the applicant has instructions to appear for the heirs of the appellant No. 4.

4. For the reasons stated in the application, the civil application stands allowed in terms of prayer clauses 'B' and 'C'. The civil application is disposed of.

[SHAILESH P. BRAHME J.]

bsb/Sept. 25