



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

26 CIVIL APPLICATION NO. 7492 OF 2025
IN SA/414/2017

FAKIR AHAMAD MAHEBOOBSAB PATHAN L.RS. TAHERABI AND
OTHERS

VERSUS

SATTAR BALESHA SAYYED AND ANOTHER

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Mr. Quadri Syed Raheel h/f. Mr. S. S. Kazi, Advocate for Applicants.

Mr. S. S. Kalaskar h/f. Mr. S. J. Salunke, Advocate for Respondent No.1.

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CORAM : SHAILESH P. BRAHME, J.

DATE : 24th SEPTEMBER, 2025

P.C.:-

1. Applicants seek to condone the delay of 1806 days in filing application for setting aside abatement and for bringing legal heirs of deceased-Appellant No.1-Fakir Ahamad Maheboobsab Pathan on record. Learned Advocate for Respondent No.1 opposes the application.
2. Legal heirs of Appellant No.1 are necessary parties. For the reasons stated in the application, it is desirable to condone the delay.
3. Second appeal is yet to be admitted.
4. Accordingly, civil application is allowed in terms of prayer clauses (b) and (c).

(SHAILESH P. BRAHME, J.)