



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

7 CIVIL APPLICATION NO. 9968 OF 2025
IN SA/301/2019

SARJABAI RAMA WADHAVE L.RS. BABARAO RAMA
WADHAVE

VERSUS

THE STATE OF MAHARASHTRA THROUGH COLLECTOR
HINGOLI AND OTHERS

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Advocate for Applicant : Mr. Abhijeet B. Bhagat.
AGP for Respondents/State : Mr. N. D. Raje.

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CORAM : SHAILESH P. BRAHME, J.
DATE : 20.09.2025

PER COURT :-

1. Heard both sides.
2. Applicant seeks condonation of delay of 1511 days in setting aside abatement and bringing legal heir of deceased appellant Sarjabai Rama Wadhave on record.
3. Learned AGP opposed the application as the delay is inordinate and the explanation is not convincing.
4. The averments in the application are not disputed. The cause of action survives against the heir of appellant. No malafides can be attributed to him.

5. Civil application is allowed in terms of prayer clauses "B" and "C".

(SHAILESH P. BRAHME, J.)

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vmk/-