



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

9 CIVIL APPLICATION NO. 661 OF 2020
IN SA/458/2006

HABIBUNISA BEGUM RAFIQ AHMED THR JAMILA BEGUM SK RAFIQ
AHMED AND ORS

VERSUS

MOHD RASHEED INAYATULLAH KHAN AND ORS

WITH

CIVIL APPLICATION NO. 662 OF 2020
IN SA/458/2006

HABIBUNISA BEGUM RAFIQ AHMED THR JAMILA BEGUM SK RAFIQ
AHMED AND ORS

VERSUS

MOHD RASHEED INAYATULLAH KHAN AND OTHER

...

Adv. Ansari Asfia Nuzhat, for Applicants

Adv. Mohit S. Shah h/f. Mr. P. P. Mandlik, for Respondent No.2

...

CORAM : SHAILESH P. BRAHME, J.

DATE : 12.11.2025

PER COURT :-

1. Applicants seek condonation of delay of 1628 days in setting aside abatement and in bringing legal heirs of deceased respondent no.1-Mr. Mohd. Rasheed s/o Inayatullah Khan on record.
2. The proposed legal heirs are served and they have not caused

appearance. The cause of action survives as against them. The Second Appeal is pending for admission. It is desirable to condone the delay

3. Civil Application are allowed in terms of prayer clause “B”. Delay is condoned. Needless to state that abatement is also set aside and legal heirs of respondent no.1 shown in the application shall be brought on record.

4. Civil Applications are disposed of.

(SHAILESH P. BRAHME, J.)

PRW