



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

47 CIVIL APPLICATION NO. 13307 OF 2023
IN SA/687/2016
WITH
SECOND APPEAL NO. 687 OF 2016

KAMALBAI @ HIRKANBAI SHIVRAJ PATNE AND ORS
VERSUS
DHONDIRAM MADHAVRAO KARBHARI L.RS. SIDHESHWAR AND ORS

...
Mr. R. S. Munde h/f. Mr. P. G. Rodge, Advocate for Applicants

...

CORAM : SHAILESH P. BRAHME, J.

DATE : 18.11.2025

PER COURT :-

. Applicants seek to condone the delay of 1079 days in setting aside abatement and in bringing legal heirs of deceased respondent no.1-Dhondiram s/o Madhavrao Karbhari on record.

2. The cause of action survives against the legal heirs. There is no reason to infer any malafides for the delay in preferring the application.

3. Civil Application is allowed in terms of prayer clause "B" and "C".

(SHAILESH P. BRAHME, J.)