



IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

943 CIVIL APPLICATION NO. 14209 OF 2019
IN CIVIL REVISION APPLICATION NO. 153 OF 2019

SHAIKH SULEMAN SHAIKH NOOR AND ANOTHER
VERSUS
FATEMABI SHAIKH NABI SINCE DECEASED THROUGH HER L.RS.
SHAIKH SALIM SHAIKH NABI AND OTHERS

...
Mr. A.P. Bhandari - Advocate for Applicants
Mr. A.S. Deshmukh - Advocate for Respondent Nos.1-A, 1-C and 1-D
Mr. N.E. Deshmukh - Advocate for Respondent Nos.2 and 3
Mr. M.K. Bhosale - Advocate for Respondent No.4

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CORAM : SHAILESH P. BRAHME, J.
DATE : 17.06.2025

PER COURT :

1. The applicants are seeking condonation of delay, setting aside abatement and bringing heirs of deceased respondent 1-B – Shaikh Shamim S/o. Shaikh Nabi on record, which are already mentioned in title clause as respondent Nos.1-B/1 and 1-B/2.
2. After considering the rival submissions of the parties and for the reasons stated in the application, I am inclining to allow the present application. The cause of action survives against heirs of respondent No.1-B.
3. Civil Application is allowed in terms of prayer clauses 'B' and 'C'.
4. Amendment be carried out within the period of two weeks.

[SHAILESH P. BRAHME, J.]