



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
: NAGPUR BENCH : NAGPUR.

CIVIL APPLICATION (CAF) NOS. 2089, 2088 and 2087 OF 2025

IN

WRIT PETITION NO. 4222 OF 2013

MANOHAR S/o WASUDEO BADWAIK AND OTHERS

VERSUS

STATE OF MAH., THRU. P.W.D., MUMBAI AND OTHERS

Office Notes, Office Memoranda of Coram,
appearances, Court's Orders or directions and
Registrar's order

Court's or Judge's Order

Ms. Bhavya Dhruv, Advocate h/f Mr. H.D.Dangre, Advocate for the
petitioners.

Mr. H. D. Dubey, A.G.P. for respondent no.1

Mr. Rushikesh Bhoyar, Advocate h/f Mr. K. P. Mahalle, Advocate and

Mr. Abhineel Kuradkar, Advocate h/f Mrs. U.A.Patil, Advocate for
respondent nos.2 and 3.

CORAM : M. W. CHANDWANI, J.

DATE : OCTOBER 14, 2025.

1. Heard.
2. By these civil applications, the petitioners seek condonation of delay in filing application for bringing legal representatives of deceased petitioner nos.6, 8, 9, 22 and 26, for setting aside abatement order and for permission to bring legal heirs of deceased petitioner nos.6, 8, 9, 22 and 26 on record.
3. Considering the submissions of the learned counsel appearing for the petitioners, the reasons mentioned in the application as well as the no objection of the learned counsel appearing for the respondents and the fact that the proceedings are before the High Court where the parties hardly attend the dates of the proceeding unlike in the trial Court, the delay caused in filing application for

bringing legal heirs of deceased petitioner nos.6, 8, 9, 22 and 26 on record, is condoned.

4. Since, right to proceed in the matter survives in favour of the applicants/legal heirs of deceased petitioner nos.6, 8, 9, 22 and 26, the order of abatement is set aside. The names of the the applicants/legal heirs of deceased petitioner nos.6, 8, 9, 22 and 26 are permitted to be brought on record.

5. Necessary amendment be carried out within two weeks from today.

6. The civil applications are allowed and disposed of.

(M.W.Chandwani, J.)

Diwale