



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO. 10598 OF 2024  
IN  
FIRST APPEAL NO. 3345 OF 2021**

Virnath Kashinath Tongale  
Since deceased through his L.Rs.  
Mahadevi Virnath Tongale  
and others .. Applicants

**Versus**

The State of Maharashtra, through  
Collector Osmanabad and others .. Respondents

Ms. Mrunal Andhare, Advocate h/f Shri Ajeet B. Kale, Advocate  
for the Applicants.

Shri S. N. Morampalle, A.G.P. for the Respondent Nos. 1 and 3.

Ms. Vaishali S. Swami, Advocate h/f Shri Mahesh C. Swami,  
Advocate for the Respondent No. 2.

**CORAM : SHAILESH P. BRAHME, J.  
DATE : 20TH JANUARY, 2026.**

**FINAL ORDER :**

. Applicants are seeking condonation of delay caused in filing application for setting aside abatement and bringing the legal heirs of deceased Archana Dinesh Patil on record.

2. The cause of action survives against the legal heirs of the deceased Archana Patil. The delay is unintentional. For the reasons stated in the application the civil application is allowed

in terms of prayer clauses B, C and abatement is set aside. The civil application is disposed of.

**[ SHAILESH P. BRAHME J. ]**

*bsb/Jan. 26*