



IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD

930 CIVIL APPLICATION NO. 1159 OF 2026  
IN FA/3404/2015

Vitthal Dagdu Raut Died Nivrutti Died Gayabai And Others.

VERSUS

The State Of Maharashtra And Another

...

Advocate for Applicant : Mr. Jayabhar Dattatraya R.

AGP for Respondent No.1: Mr. S.B. Jadhav

Advocate for Respondent No.2 : Mr. Ruturaj C. Patil

WITH

CIVIL APPLICATION NO. 16636 OF 2015

IN FA/3404/2015

WITH

FIRST APPEAL NO. 3405 OF 2015

WITH

FIRST APPEAL NO. 3406 OF 2015

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**CORAM : SANJAY A. DESHMUKH, J.**

**DATED : 30<sup>th</sup> JANUARY, 2026**

**PER COURT :-**

1. The civil application No. 1159 of 2026 is filed for condonation of delay of 90 days caused in filing application for setting aside the abatement and to bring legal representatives of appellant Nos. 6A to 6D on record.

2. Perused the application and heard learned advocates for both sides. Considering the reasons stated in the application, it appears that the delay caused is not deliberate. Therefore, the

application is allowed in terms of prayer clauses B to D. The delay caused in filing the application is condoned in the interest of justice.

3. Amendment to be carried out within a week from today. It is clarified that if the amendment is not carried out on or before 6.2.2026, the applicant has to pay costs of Rs.1000/- to the High Court Legal Services Sub Committee, Aurangabad and thereafter to carry out the amendment on or before 13.02.2026.

**(SANJAY A. DESHMUKH, J.)**

rlj/