



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

66 CIVIL APPLICATION NO. 2331 OF 2025

IN CRA/17/2023

LAXMI JAGDISH JHAWAR THR. GENERAL POWER OF
ATTORNEY ATUL JADISH JHAWAR

VERSUS

SUNIL DATTATRAY SUTTAR (DEAD) KAVERI SUNIL SUTAR
AND ANOTHER

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Advocate for Applicant : Mr. N. D. Sonwane h/f Mr. Palod
Lalitikumar Bansilal.

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CORAM : SHAILESH P. BRAHME, J.

DATE : 13.03.2026

PER COURT :-

1. Appellant seeks to condone delay of 693 in setting aside abatement and bringing legal heirs of Sunil Dattatray Sutar on record.
2. The cause of action survives as against the legal heirs of the deceased. They are necessary parties. The delay is not intentional. It stands condone, abatement is set aside. Leave is granted to bring legal heirs on record of deceased respondent.
3. Civil application is allowed.
4. Both parties shall be at liberty to carry out amendment.
5. The proposed legal heirs are served but none appeared.

(SHAILESH P. BRAHME, J.)

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vmk/-