

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

80 WRIT PETITION NO. 2699 OF 2016

WITH

WRIT PETITION NO. 2655 OF 2023

WITH

CIVIL APPLICATION NO. 12745 OF 2025

IN WP/2699/2016

**BAPURAO LAXMAN GAWALI DIED THR LRS KAUSABAI BAPURAO GAWALI
DIED AND OTHERS**

VERSUS

JANARDHAN BHUJANGRAO GARJE AND OTHERS

...

Mr. Vijay B. Jagtap, Advocate for Applicants

Mr. M. S. Karad, Advocate for Respondent No.4A to 4D

...

CORAM : SHAILESH P. BRAHME, J.

DATE : 28.01.2026

PER COURT :-

. Applicants seek to condone the delay of 2496 days in setting aside abatement and in bringing legal heirs of deceased respondent no.4 – Subhash s/o Eknath Raut on record. Mr. M. S. Karad, learned counsel submits that he has instructions to appear on behalf of legal heirs of respondent no.4. The cause of action survives as against the legal heirs. The delay is unintentional.

2. Civil Application is allowed in terms of prayer clause “B”, “C” and “D”.

3. Parties shall carry out amendment within four (4) weeks from today.

4. List this matter on 25.02.2026.

(SHAILESH P. BRAHME, J.)