



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

**923 CIVIL APPLICATION NO. 1422 OF 2026
IN FAST/40405/2019**

**PADAM PITAMBAR RATHOD DIED THROUGH LRS KALIBAI AND
ORS.**

.....Applicant

VERSUS

**THE EX. ENGINEER, MINOR IRRIGATION DIVISION, JALGAON AND
ORS.**

.....Respondents

Mr. Akash E. Madne, Advocate h/ f Mr. A. B. Kale, Advocate for the
applicants

Mr. C. T. Jadhav, Advocate for the respondent No.1

Mr. V. K. Kotecha, APP for the respondents

CORAM : RAJNISH R. VYAS, J.

DATE : 03rd FEBRUARY, 2026

PER COURT :

1. This is an application for condonation of 452 days delay
caused in bringing the legal heirs on record and setting aside the
abatement order.

2. For the reasons stated in the application, the application
is allowed. The delay in preferring the application for bringing legal
heirs of deceased Padam Pitambar Rathod on record is condoned.
Abatement order is set aside.

3. Legal heirs be brought on record within two weeks from
today.

[RAJNISH R. VYAS, J.]