

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.213 OF 2015
IN
SECOND APPEAL NO.717 OF 2007**

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
---	----------------------------

Mr.PJ.Pawar for the applicant

Mr.S.P.Thorat for the respondent nos.1 and 2

CORAM : K.K.TATED, J.

DATED : 06/10/2015

PC:

- 1 Heard the learned counsel for the parties.
 - 2 This application is for bringing legal heirs on record of deceased respondent no.3f, Vijay Rangnath Tupe who died on 1.11.2014. Application is filed on 16.1.2014 i.e. within time.
 - 3 Considering the submissions made by the learned counsel for the Applicant, the averments made in the Application and as application is filed within time, I am satisfied that the Applicant has made out a case for allowing the present Civil Application. Hence, following order:
- A) Civil Application is allowed in terms of prayer clause (b) and (c) which reads thus:

“(b) Applicants may be allowed to bring legal heirs of deceased Respondent 3F by amending in title of the Second Appeal.

(c) That the Applicants may be permitted to amend the memo of the Second Appeal accordingly.”

B) Applicants to carry out appropriate amendment in Second Appeal No.717 of 2007 and pending Civil Application, if any, within six weeks from today failing which Civil Application shall stand dismissed without referring back to the court.

C) Civil application stands disposed off accordingly.

(K.K.TATED, J.)

CERTIFICATE

Certified to be true and correct copy of the original
signed order.