

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

**CIVIL APPLICATION NO.1163 OF 2015
IN
SECOND APPEAL NO.402 OF 1993**

Jitendra Goverdhandas Tanna

.. Applicant

V/s.

Smt. Sulochana P. Nagarkar & Anr.

.. Respondents

.....

Mr. Nachiket V. Khaladkar, Advocate for the Applicant.

Mr. G. S. Hiranandani h/f. Mr. C. G. Gavnekar, Advocate for the Respondents.

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CORAM : R.K. DESHPANDE, J.

DATED : JULY 30, 2015.

P.C.

This application is for bringing the legal heirs of the respondent no.2 who was the original defendant no.2 on record. The trial Court has already proceeded *ex-parte* against the defendant no.2. The defendant no.2 has not participated in the proceedings before the Lower Appellate Court. The defendant no.2 is not the contesting party, hence, it is not necessary to bring her legal representatives on record.

2 The Civil Application is, therefore, dismissed.

JUDGE