

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

CIVIL APPLICATION NO.2496 OF 2013

IN

WRIT PETITION NO.3243 OF 2014

Smt. Hirabai Vishnu Kate and others .. Applicants

Versus

Shri. Sopan Shripati Kate

(Since deceased through Lrs.)

1A. Shri. Tukaram Sopan Kate and others .. Respondents

Mr. Ashok B. Tajane, Advocate for the Applicants.

Mr. S. R. Agarkar i/b Mr. U. B Nighot, Advocate for Respondents No.1 to 5.

CORAM : R.M. SAVANT, J.

DATE : 13th JANUARY, 2015

PC.

1. The above Civil Application has been filed inter-alia for deleting the Petitioner No.1 as she has expired, for setting aside the abatement as the heirs of the Petitioner No.1 i.e. Petitioners No.3 to 5 are already on record. The learned counsel appearing on behalf of the Respondents No.1 to 5 submits to the order of the Court. The Civil Application is accordingly allowed in terms of prayer clause (A) and (B). Amendment to be carried out within two weeks. List the petition for admission. The amended cause title to be served on the other side.

[R.M. SAVANT, J]