

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

**CIVIL APPLICATION NO.4368 OF 2014
IN
FIRST APPEAL NO.1856 OF 2008**

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
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Ms.Bhavika A. Pitale i/b Mr.S.J.Panicker for
the applicants

CORAM : K.K.TATED, J.
DATED : 17/06/2015

PC:

- 1 Not on board. At the request of Advocate for the applicants, matter is taken on board for urgent orders.
- 2 The learned counsel for the applicants submits that copy is already served on respondents.
- 3 This application is preferred by legal heirs of deceased plaintiff who died on 4.9.2014. The present Civil Application is filed on 5.12.2014 within time.
- 4 Considering the submissions made by the learned counsel for the Applicant, the averments made in the Application, I am satisfied that the Applicant has made out a case for allowing the present Civil Application. Hence, following order:

- a) Applicant is permitted to bring legal heirs on record of deceased plaintiff in First Appeal as well as pending Civil Applications.
- b) Amendment be carried out within six weeks from today, failing which Civil Application shall stand dismissed without referring back to the court.
- c) If amendment is carried out within stipulated time, applicant is directed to serve amended copy of Appeal Memo as well as Civil Application on respondent or their Advocate thereafter.
- d) Civil application stands disposed off accordingly.

(K.K.TATED, J.)