

IN THE HIGH COURT OF JUDICATURE AT BOMBAY***CIVIL APPELLATE JURISDICTION*****CIVIL APPLICATION (ST) NO. 11226 OF 2016****IN****SECOND APPEAL (ST) NO. 4680 OF 2016**

**Mohan Eknath Choudhari,
(since deceased through his heirs and
legal representatives) & Ors.**

..... Applicants**VERSUS**

Sudhamati Trimbak Choudhari & Ors.

..... Respondents

Mr.S.T.Bhosale for the Applicants.

Mr.P.S.Hagare for Respondent no.1.

CORAM : R.D. DHANUKA, J.

DATE : 20th AUGUST, 2016

P.C.

Not on board. Taken on board.

2. By this civil application, the applicants seek deletion of respondent no.2 who expired on 9th August, 2014 on the ground that the respondent no.2 expired without being any legal heir or representative.

3. The statements made in the civil application are accepted. For the reasons recorded in the civil application, civil application is made absolute in terms of prayer clauses (a) and (b). Amendment to be carried out within two weeks from today. Amended copy of the second appeal shall be served upon the other respondents within one week from the date of carrying out amendment.

4. Civil application is disposed of in the aforesaid terms. No order as to costs.

[R.D. DHANUKA, J.]