

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

CIVIL APPLICATION NO.1191 OF 1997

IN

WRIT PETITION NO.2520 OF 1996

Mrs. Swati Vinayak Phatak

.. Applicant

Versus

Mr. Narhari Vishnu Dharap and another

.. Respondents

Mr. V. A. Shastry, for the original Petitioner in Writ Petition.

Mr. Rupesh Lanjekar, the Respondent No.1(a).

CORAM : R.M. SAVANT, J.

DATE : 12th FEBRUARY 2016

PC.

1. The above Civil Application has been filed for bringing the heirs of Respondent No.1 on record. The office note indicates that one of the heirs of the Respondent No.1 i.e. the Respondent No.1(b) has expired sometime in the year 2003. The Learned Counsel appearing for the Respondent No.1(a) who is the heir of the Respondent No.1 and his son states that though the Respondent No.1(b) has expired the Respondent No.1(a) is the only heir of the Respondent No.1 and the Respondent No.1(b) and he states that he has instructions to appear for the Respondent No.1(a) and would be filing his Vakalatnama within one

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week. In view thereof, the office objection does not survive. List the Petition for final hearing after 15.03.2016. The Civil Application is accordingly disposed of.

[R.M. SAVANT, J]