

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1603 OF 2016
IN
WRIT PETITION NO. 3024 OF 1999**

Dhanaji Tukaram Deorukhe & Ors.

..Applicants

Vs.

Bhiky Sawala Deorukhe (deceased)

By LRS & Ors.

..Respondents

Mr. R. B. Parab i/b Mr. D. S. Sawant for the Applicants

Mr. R. G. Jagtap for the Respondent Nos.1 to 3

Mr. K. P. Shah i/b Mr. P. B. Shah for the Respondent Nos.5A to 5B

CORAM : R. M. SAVANT, J.

DATE : 13th DECEMBER, 2016

P.C.

1 The above Civil Application has been filed for bringing the heirs of the Respondent No.1(b) on record who are the Respondent Nos.1(b)(i) to 1(b)(iii). In so far as the Respondent No.1(b)(i) is concerned, the application has been dismissed for non prosecution on account of the conditional order. In so far as the Respondent Nos.1(b)(ii) to 1(b)(iii) are concerned, they are served. the Applicants / Petitioners also seeks condonation of delay of 17 days in filing the above Civil Application. The Learned Counsel Mr. Jagtap appearing for the Respondent Nos.1 to 3 and the Learned Counsel Mr. Shah appearing for the Respondent Nos.5A to 5B submit to the orders of the court. Hence accepting the reasons mentioned in the above Civil Application, the same is allowed, resultantly the heirs of the Respondent No.1(b) i.e. Respondent Nos.1(b)(ii)

and 1(b)(iii) are allowed to be brought on record. Amendment to be carried out within 4 weeks from date. List the Petition for final hearing after the amendment is carried out. The Civil Application is accordingly disposed of.

[R.M.SAVANT, J]