

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 4840 OF 2016

IN

FIRST APPEAL NO. 395 OF 2011

Chandersingh Khor

...Appellant

Versus

Laja Karamchand Dodeja & Anr.

...Respondents

And

Mr. Anil M. Wadhare

...Applicant

Miss Jaishree Surati, i/b S. Ashwinikumar & Co., for the Applicant.

Mr. Vivek Salunke, for the Appellant.

CORAM : G.S. KULKARNI, J.

DATE : 19th December 2016

ORDER :

1. Not on board. Taken on board on a praecipe as moved on behalf of the Applicant Mr. Anil M. Wadhare.

2. In pursuance to the order dated 13th December 2016, this Appeal was to be listed on 16th December 2016. However, the same was not listed. Accordingly, this praecipe has been moved.

3. The learned Counsel for the Applicant informs the Court that the notice that the Appeal would be taken up today on the Production Board, is already served on the Respondents No. 1 & 2 (Original Plaintiffs.) The learned Counsel undertakes to file Affidavit of Service to that effect. For the reasons which are recorded in the order dated 13th December 2016, it appears that the Respondents No. 1 and 2 are not interested to appear in this Appeal, as the Applicant Mr. Anil Wadhare, has purchased the suit property. Accordingly, Civil Application No. 4840 of 2016 as filed on behalf of the Applicant (Mr. Anil Wadhare) to implead the Applicant as a party Respondent to this Appeal is required to be allowed. The Civil Application is accordingly allowed in terms of prayer clause (a). Amendment be carried out on or before **23 December 2016**. No costs.

[G.S. KULKARNI, J.]