

JSN

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
CHAMBER SUMMONS NO.92 OF 2016
IN
TESTAMENTARY SUIT NO.165 OF 2013
IN
TESTAMENTARY PETITION NO.765 OF 2013**

Omprakash Ramkishan Agarwal ...Plaintiff
Versus
Laxmidevi Ramkishan Agarwal and others. ... Defendants

Mr. Abhijit Singh, i/b Anil Mishra for the Plaintiff.

CORAM: G.S. PATEL, J
DATED: 16th August 2016

PC:-

1. This Chamber Summons seeks to bring on record heirs of Defendants Nos. 1 and 2. The delay in filing the application is condoned. The abatement of the Petition against Defendants Nos. 1 and 2 is set aside. The amendment is permitted. Amendments to be carried out without need of fresh reverification.

2. Affidavits in Support to be filed and served on the newly added heirs of the Defendants Nos. 1 and 2 on or before 2nd

September 2016. The notice effecting service must be clearly stating that the newly added Defendants will be at liberty to file a further Affidavit supporting the Affidavit already filed by Defendants Nos. 1 and 2 respectively in support of their own Caveats.

3. Copy of the amended Petition also to be served on the Advocates for the remaining Defendants.

(G. S. PATEL, J.)