

Atul

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
CHAMBER SUMMONS NO. 142 OF 2015
IN
CAVEAT NO. 83 OF 2015
IN
TESTAMENTARY PETITION NO. 242 OF 2014**

Meena Gopal Pednekar

...Petitioner

Versus

Prasad Sadashiv Karande

...Caveator/
Applicant

Ms. Sarika Mehra, i/b M/s. LW Law, for the Applicant.

**CORAM: G.S. PATEL, J
DATED: 11th March 2016**

PC:-

1. Heard learned Advocate for the Applicant. The Chamber Summons is served. An Affidavit of Service is tendered. It seeks that a delay of 215 days in filing the Affidavit in Support of the Caveat be condoned.

2. I would ordinarily not have accepted this but for the averments in paragraphs 5 and 6 of the Affidavit in Support, in

which the Applicant states that she suffered a paralytic attack and a brain haemorrhage. Being this seriously ill, she could not possibly attend to her affairs. I see no reason to disbelieve these statements. The Chamber Summons is made absolute in terms of prayer clauses (a) and (b).

3. Petition to be numbered as a Suit forthwith and to be set down for framing issues on 5th April 2016.

(G. S. PATEL, J.)