

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY & INTESTATE JURISDICTION**

**CHAMBER SUMMONS NO.37 OF 2017
IN
CAVEAT NO.18 OF 2017
IN
TESTAMENTARY PETITION NO.1711 OF 2016**

Mrs.Sylvia A.Braggs)...Applicant

IN THE MATTER BETWEEN :

Ms.Deborah P.Braggs D'souza)....Petitioner

V/s.

Mrs.Sylvia A.Braggs)....Respondent

Mr.Santosh Mishra for the petitioner.

Mr.Pradeep J.Thorat for the applicant/Caveator.

CORAM : K.R.SHRIRAM,J

DATE : 29.3.2017

P.C.:-

1 This chamber summons is taken out to condone the delay of 7 days in filing the caveat. Mr.Santosh Mishra appearing for the petitioner strongly opposes.

2 Having considered the contents of the affidavit-in-support, I am inclined to condone the delay of 7 days. Delay condoned. Registry to take the caveat on record. Mr.Thorat appearing for the applicant/caveator states that the affidavit-in-support of the caveat though filed late is already lodged in the registry on 9.3.2017. Registry to take the same also on record. Mr.Mishra for the

petitioner confirms having received copy of the caveat and the affidavit-in-support only in court today. Registry to take steps to convert the petition to a suit in accordance with the Rule 403 of the Bombay High Court (O.S) Rules.

Chamber summons accordingly disposed.

Suit be listed for issues on 25.4.2017.

(K.R.SHRIRAM,J)