

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
TESTAMENTARY SUIT NO.102 OF 2010
IN
PETITION NO.102 OF 2009

Kashinath Sadashiv Gudde	...	Deceased
Geeta Deepak Kanekar	...	Plaintiff / Petitioner
Vs.		
Ashok Kashinath Gudde	...	Caveator

Mr. Yatin Malvankar i/b. Mr. Mandar Limaye for Plaintiff.
Mr. G. S. Hiranandani for Caveator.

CORAM : R. G. KETKAR, J.
DATE : AUGUST 28, 2017

P.C. :

Heard Mr. Malvankar, learned Counsel for the plaintiff and
Mr. Hiranandani, learned Counsel for caveator.

2. Perused the order dated 08.08.2017. In that order, it was noted that defendant No.1 expired on 06.05.2016 and the said fact was intimated to the plaintiff's Advocate on 03.10.2016 and till date no steps were taken by the plaintiff. It was further noted that despite writing several letters to the plaintiff, no response is given to the plaintiff's Advocate. Mr. Malvankar, therefore, sought two weeks time for taking appropriate steps and the matter was accordingly adjourned till today. Even till date, no steps are taken qua defendant No.1 who expired on 06.05.2016. In view thereof, Suit stands abated qua defendant No.1. Office to proceed further.

(R. G. KETKAR, J.)