

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (S) NO.813 OF 2017

IN

SECOND APPEAL NO.487 OF 2015

MALTI W/O SUKHARAM WANKHADE AND OTHERS

VS

SMT. ANJANABAI JYOTIRAM WANKHADE

APPLICANT: ANJANABAI JYOTIRAM WANKHADE

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri Gaikwad, Advocate for the appellants.
Shri C. A. Joshi, Advocate for the respondent.

CORAM : A.S. CHANDURKAR, J.
DATED : AUGUST 18, 2017.

By this application, it is prayed that the name of the applicant be brought on record in place of the deceased respondent. According to the applicant, the sole respondent had executed a will dated 11-6-2013 in favour of the applicant and hence, the applicant is entitled to continue the proceedings.

Considering the averments made in the application, the same is allowed. The name of the applicant be permitted to be brought on record in place of the deceased respondent. It is clarified that this Court has not examined the correctness or genuineness of the will dated 11-6-2013 and this application is allowed only for prosecuting the present appeal. Objections, if any, to the validity of the will are kept open.

The amendment be carried out within one week.

Civil application is disposed of.

JUDGE

/MULEY/