

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD

CIVIL APPLICATION (ST.) NO. 27360 OF 2018  
IN  
WRIT PETITION NO. 12148 OF 2015

SAMEER SHAIKH RAHIM SHAIKH AND ANR.  
VERSUS  
SHAIKH BADRUDDIN SHAIKH CHAND DIED THROUGH LRS.  
AND OTHERS

...  
Mr. S.K. Kadam, Advocate for applicants  
Mr. S.S. Tope, Advocate for respondents  
...

CORAM : SUNIL P. DESHMUKH, J.  
DATE : 05-09-2018

ORDER :

1. Learned counsel Mr. S.K. Kadam tenders across a civil application, seeking addition of applicants, as respondents in writ petition. It appears to be the case of applicants that some interest by deceased - plaintiff had been created in their favour and, therefore, they are seeking their addition in the present writ petition.

2. It appears that no request as aforesaid thus far, has been made before the trial court. In such a case, it would not be expedient to consider the request in a writ petition arising out of interlocutory orders passed in the suit. The application, therefore, is not entertained and is rejected.

3. However, this rejection would not be an impediment for the applicants to resort to other measures, as would be available in law.

[SUNIL P. DESHMUKH]  
JUDGE

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