

IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 755 OF 2018

IN

FIRST APPEAL NO. 38 OF 2018

YESHWANT LAXMAN PAI RAIKAR AND
ANR.,

... Applicants

Versus

LAXMAN V. SINGBAL AND 2 ORS.,

... Respondents

Ms. R. Banaulikar, Advocate holding for Shri Jagannath Jayant
Mulgaonkar, Advocate for the Applicants.
Shri Vilas P. Thali, Advocate for the Respondent nos.2 and 3.

Coram:- NUTAN D. SARDESSAI, J.

Date:- 18th December 2018

P.C.

Learned Counsel appearing for the respondent nos.2 and 3 submits that there was an assignment/agreement pursuant to which the respondent no.1 had assigned his rights and interest to the suit property under an Agreement in favour of the respondent nos.2 and 3.

2. In view thereof, the application to bring the legal heirs on record does not survive. At the highest, the proposed legal heirs of the respondent nos.1(a) and (b) could be brought on record as the spouses of the respondent nos.2 and 3 respectively. To that limited extent, the application is allowed. Applicants to carry out

the necessary changes in the application.

3. Application accordingly stands disposed off.

NUTAN D. SARDESSAI, J.

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