

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.119 OF 2018
IN
SECOND APPEAL NO.52 OF 2018
WITH
CIVIL APPLICATION NO.121 OF 2018
IN
SECOND APPEAL NO.79 OF 2018

Anand Tipanna Patil .. Applicant
Versus
Sou. Savita Satish Kumbhar & Ors. .. Respondents

Mr. K.S.Dewal I/b. Ms. R.B.Sarkar for applicants in both C.A.
Ms. Rati S. Sinhasane I/b. Umesh Mankapure for respondent Nos. 1
and 2 in both C.A.

CORAM : ARUN MADHAV DHAVALA, J.

DATE : 19th September 2018.

P.C.

Respondent No.3 Vasant has expired during the pendency of the appeal. These applications are for bringing the legal heirs of respondent No.3 on record. These applicants were not aware about the death of the respondent No.3 as they were residing at different places/ towns. Hence, for the reasons stated in the civil applications, the same are allowed in terms of prayer

clauses (a) and (b). Legal heirs be brought on record within two weeks.

2] Ms. Sinhasane, learned Advocate appearing for heirs of respondent No.3 waives service. Appellant's Advocate to supply copies of appeal. Since the appeal is kept for admission, the execution of decree for specific performance is stayed with reference to the actual execution of sale deed. Second Appeal to come up for admission in due course.

(ARUN MADHAV DHAVAL, J.)