

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 885 OF 2015
IN
SECOND APPEAL NO. 315 OF 2014**

Smt. Anjana Sadashiv Mane & Ors. ... **Applicants**

V/s.

Shivaji Baburao Pawar & Ors. ... **Respondents**

Ms. Aditi Naikare I/b Pradeep Thorat for the Applicant.

Mr. S.V. Sadavarte for the Respondent Nos. 1A to 1D.

Mr. Ranjit Shinde I/b Rushikesh Barge for the Respondent Nos. 5A to 5E.

CORAM : A.M.DHAVALA, J.

DATE : 4th SEPTEMBER, 2018

P.C.:

1 Respondent No.8 has expired on 01.03.2012. The application for bringing Legal heirs on record is moved after almost 3 years i.e. on 10.03.2017. The Applicant pleaded that they were not aware of the death. The death of the Respondent No.8 was not intimated to this Court. The legal heirs are served, but they have not appeared. For the reasons mentioned in the civil application, the application is allowed.

2 Legal heirs of Respondent No.8 be brought on record. Amendment to be carried out within two weeks from today.

3 Issue notice to the added Respondents, returnable on 15.10.2018.

- 4 Appeal memo be served on them.
- 5 Civil application is disposed of accordingly.

(A.M.DHAVAL, J.)