

2- CAW 2781 of 2015

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

**CIVIL APPLICATION No. 2781 OF 2015
IN
WRIT PETITION No. 6279 OF 2001**

M/s. Pushp Ganga Properties

...Applicants

In the matter between

Shankarrao Keshavrao Bhoirkar and Anr.

...Petitioners

Vs.

Vasudev Khanderao Gupte and Ors.

...Respondents

Ms. Priyanka Chavan for Applicants

Mr. P.B. Shah for Respondent Nos. 5 to 7

Mr. Karan Thorat -AGP

CORAM : SMT. SADHANA S. JADHAV, J.

DATE: OCTOBER 10, 2018

P.C.

1. This is an application seeking intervention in the original writ petition.
2. The learned counsel for the Applicants has demonstrated before the Court that during the pendency of the present writ petition, the Applicants have purchased the property from the Respondent Nos.5,6 and 7 who are

added Respondents in original writ petition. The transaction between the Applicants and Respondent Nos.5,6 and 7 would be an issue under section 52 of the Transfer of Properties Act, 1882.

3. Taking into consideration the fact that the Applicants have also an interest in the said property, they deserve to be added as intervenors.

4. The learned counsel Mr. P.B. Shah for Respondent Nos. 5,6 and 7 has also fairly submits that in fact he would have no objection for allowing the Applicants to intervene in the matter. However, it is pointed out that Mr. P.B. Shah was also not a party in the original writ petition although he had purchased the said property prior to the filing of the writ petition and, therefore, he sought intervention and added as Respondent Nos. 5,6 and 7.

5. In view of the above circumstances, civil application is allowed and disposed of in the above terms.

6. The writ petition be enlisted for final hearing on the board in the week commencing from 29th October, 2018.

[SMT. SADHANA S. JADHAV, J.]