

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

926 CIVIL APPLICATION NO.10607 OF 2019
IN FA/4213/2008

PURNA SAHAKARI SAKHAR KARKHANA LTD.
VERSUS
RATNAMALA DATTA BARWE & OTHERS

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Advocate for Applicant : Mr.S.V.Salunke h/f.
Mr.V.D.Salunke

Advocate for Respondent nos.1 to 4 :
Mr.K.M.Nagarkar.

Advocate for respondent nos.5 :
Mr.R.M.Gaikwad h/f.Mr.M.M.Ambhore

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CORAM : V.L.ACHLIYA,J.

DATE : 29.11.2019

PER COURT:

1] Learned counsel for the applicant-appellant submits that only respondent no.4-I is necessary party and seeks permission to delete the names of respondent Nos.4-II to 4-XI. Allowed to delete the names of respondent Nos.4-II to 4-XI at the risk of the applicant-appellant. Necessary note in respect of deletion of the names of respondent nos.4-II to 4-XI be taken forthwith.

2] This application is filed to bring the legal heirs of deceased respondent no.4, namely Anandrao Nagoji Barwe, on record for

the reason set out in detail in the application.

3] Heard learned counsel for the applicant-appellant and the respondents.

4] Learned counsel appearing for the respondent no.4-I submits that he has no objection to bring her name as legal heirs of deceased respondent no.4.

5] On due consideration of the submissions advanced in the light of overall facts pleaded in the application and the reasons assigned, Application is allowed in terms of prayer clauses-B and C.

6] Necessary amendment/substitution be carried out within one week from today.

7] Application stands disposed of in above terms.

8] List the Appeal for final hearing on 30th January, 2020.

[V.L.ACHLIYA]
JUDGE