

vai

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.464 OF 2019  
WITH  
CIVIL APPLICATION NO.1122 OF 2019  
WITH  
CIVIL APPLICATION NO.1121 OF 2019

|                           |               |
|---------------------------|---------------|
| Prakash M. Agrawal & Ors. | ...Appellants |
| V/s.                      |               |
| Dnyandev D. Kokare        | ...Respondent |

Mrs.Savita A. Prabhune for the Appellants.

Mr.L.S. Deshmukh for the Respondent Nos.1-A and 1-B.

**CORAM : R.D. DHANUKA, J.**  
**DATE : 20TH AUGUST, 2019.**

**P.C. :-**

1. It is not in dispute that after pronouncement of the judgment by the Appellate Court, the original respondent to the second appeal, who was the original plaintiff expired. The civil application is filed for condonation of delay and for bringing the legal heirs of the original respondent on record.

2. For the reasons recorded in the Civil Application No.1121 of 2019, the civil application is made absolute in terms of prayer clauses (a) to (d). The amendment to be carried out forthwith. Re-verification is dispensed with. The amended copy of the second appeal shall also be served upon the respondents including the newly

added parties within one week from today.

3. Place the second appeal on board for admission on 1<sup>st</sup> October, 2019.

***(R.D. DHANUKA, J.)***