

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
Interim Application No.1/2019
in
First Appeal No.611/2019

Office Notes, Office
Memoranda of Coram,
appearances, Court's
orders or directions
and Registrar's orders

Court's or Judge's orders.

Mr. Karl Tamboly with Ms. Dhawani Bokaria I/b. Purnanand & Co. for the Applicant

Ms. Yasmin Tavarua for Respondent Nos.1 and 2.

Mr. Jamshed Master a/w. Abhishek Yadav for proposed Respondent Nos.3 to 6.

CORAM: K.K.TATED, J.

DATED : OCTOBER 14, 2019

P.C.

1 Heard. This application is for bringing legal heirs on record of deceased original Respondent No.4 Dr. Mrs. Mahrook Sohrab Shapurjee who died on 12.08.2016.

2 The learned counsel for the legal heirs of the deceased Respondent submits that he received instructions to appear on behalf of them in the First Appeal. Same is accepted. He submits he has no objection if the Civil Application is allowed to bring the legal heirs on record.

3 Considering the submissions made by

the learned counsel for the Applicant and as the advocate for the legal heirs has no objection if the Civil Application is allowed, following order is passed:

a. The Applicant is permitted to bring on record the legal heirs of deceased Respondent No.4 in the First Appeal on or before 16.11.2019, failing which the Interim Application shall stand dismissed without further reference to the court.

b. If the amendment is carried out within stipulated time as stated hereinabove, the Applicant to serve an amended copy of the Interim Application and the First Appeal on other side immediately thereafter.

c. The learned counsel for the legal heirs makes a statement that he shall file his vakalatnama on behalf of the legal heirs in the First Appeal. Hence, no fresh notice is required against them.

d. The Civil Application stands disposed of accordingly.

e. No order as to costs.

(K.K.TATED, J.)