

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY AND ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 229 OF 2017
WITH
NOTICE OF MOTION NO. 521 OF 2019
IN
SUIT NO. 72 OF 2017**

Atul Bansal ...Plaintiff
Vs.
Mrs. Rajkumari Mishra & Ors. ...Defendants

Ms. Deepa Pahuja a/w Ms. Sheetal Raghani I/b M/s. J Law and Associates
for Plaintiff.

Mr. Bharat A. Punekar for Defendant No. 2.

CORAM : K.R.SHRIRAM, J.

DATE : 9th APRIL 2019

P.C.:

1 Mr. Punekar for defendant No. 2 states that defendant no. 2 has expired on 3rd March 2019 and he has addressed a communication to plaintiff's advocate to that effect. Ms. Pahuja tenders draft of proposed amendment to bring legal heirs of defendant no. 2 on record, which is taken on record and marked 'X' for identification.

2 Leave to amend the plaint as per the draft tendered granted. Amendment to be carried out and copy of the amended plaint to be served within 3 weeks from today. In view of the above, all amendments to be carried out in all interim applications pending.

3 Mr. Punekar states that he has instructions to appear for the newly added defendants No. 2A, 2B and 2C and waives service of writ of

summons. Mr. Punekar undertakes to file Vakalatnama for newly added defendant nos. 2A, 2B and 2C. Undertaking accepted.

3 The ad-interim order granted on 08.01.2019 to continue until further orders.

4 Notice of motion accordingly stands disposed with liberty to take out fresh notice of motion, if required.

(K.R. SHRIRAM, J.)