

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**INTERIM APPLICATION NO.1667 OF 2021
IN
EXECUTION APPLICATION (L) NO.2329 OF 2018**

Akhtarbhai Abdullabhai

Since deceased through LRs

.. Applicants(decree holders)

In the matter between

Mohammed Hussain Abdullabhai

Since deceased through LRs

.. Respondent/Judgment

Debtor/Org. Claimants

v/s.

Taherbhai Abdullabhai & Ors.

.. Defendants/Judgment Debtors

Ms. Shruti Bhavsar for the applicants.

Mr. Shivam Bhagwati i/b. Yatin Shah for the Org.claimant no.1(a).

CORAM : A. K. MENON, J.

DATED : 18TH AUGUST, 2021.

P.C. :

1. This application seeks amendment to the Execution Application in terms of the Schedule. She states that respondent no.2 and 4(a) have expired and she seeks leave to bring on record the heirs of late respondent no.2 and 4(a) and to carry out consequential

amendments as set out in the schedule to the application.

2. On behalf of applicant no.1(a)/original respondent no.4(a) the learned counsel has no objection. On behalf of the applicant, it is contended that all the respondents have been served including the legal heirs. She undertakes to file an affidavit of service within one week from today.
3. Subject to affidavit of service being filed, amendment is allowed in terms of prayer clause (a). However, amendment shall be carried out within one week of filing affidavit of service.
4. IA is disposed in the above terms.

(A. K. MENON, J.)