

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

**901 CIVIL APPLICATION NO.7105 OF 2022
IN SA/268/2017 WITH CA/4375/2017 IN SA/268/2017**

**ISMAIL RASUL TELI AND ORS
VERSUS
LAXMAN MANILAL MOCHI AND ORS**

...
Advocate for Applicants : Patel Shaikh Ashpak Taher
Advocate for respondent nos. 1 and 2 : M. S. Kularni

...

**WITH
SECOND APPEAL NO. 268 OF 2017**

**CORAM : RAJESH S. PATIL, J.
DATE : OCTOBER 13, 2022**

PER COURT : -

1. Civil Application No. 7105 of 2022 is filed for adding proposed respondent no. 4 as party respondent in the Second Appeal.
2. Learned advocate for respondent nos. 1 and 2, who would be also appearing for proposed respondent, has no objection for allowing the instant application.
3. In view of the above, Civil Application No. 7105 of 2022 is allowed in terms of prayer clause 'B' of the application. Amendment to be carried out forthwith.
4. Second Appeal No. 268 of 2017 to be placed on 15th November, 2022, under the caption 'admission'.

5. Advocate for respondent nos. 1 and 2 has a preliminary objection about the maintainability of the second appeal.

6. Both the parties will be heard on the next date of hearing.

[RAJESH S. PATIL]
JUDGE