

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO.30477 OF 2022
IN
SECOND APPEAL NO.839 OF 2022**

Chhagan Dada Ugalmogale (deceased)
through legal heirs

1A. Hanmant Chhagan Ugalmogale & Ors. ...Applicants

Versus

Uttam Balu Ugalmogale & Ors. ...Respondents

Mr. Dilip Bodake, for the Applicants.

**CORAM : MADHAV J. JAMDAR, J.
DATED : 22nd DECEMBER 2022**

P.C. :

1. This Interim Application is taken out seeking leave to file Second Appeal, as the Applicants who are the heirs of Defendant No.3 are not brought on record in the learned Trial Court. However, as the Appeal was filed by the Appellants before the learned First Appellate Court and the delay condonation application filed in the said Appeal was dismissed by the learned First Appellate Court, which order is inter alia challenged in the First Appeal, leave is not required. Therefore, the Interim Application is disposed of.

[MADHAV J. JAMDAR, J.]