

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****INTERIM APPLICATION NO. 495 OF 2022****IN****FIRST APPEAL NO. 36 OF 2011****SHRI. HARAKCHAND GULABCHAND****DHOKA****} APPLICANT****V/S.****SHRI. KASHINATH NARSINH****MARATHE****} RESPONDENT***** * * ***

**Mr. Pritesh Burad a/w. Ms. Smita Vaviya a/w. Ms.
Khushboo Rajgor i/by. Pritesh Burad Associates,
Advocate for the applicant.**

**Mr. Tejesh Dande, a/w. Mr. Bharat Gadhavi a/w. Mr.
Chinmay Deshpande i/by. Tejesh Dande & Associates,
Advocate for the respondent.**

**Coram : Sandeep K. Shinde, J.
(through Video Conference).**

Friday, 4th February, 2022.

P.C. :

1) Pending First Appeal, respondent no.1-

**Kashinath Marathe, expired. This application seeks to
bring the legal representatives of deceased respondent on
record.**

2) Heard Mr. Burad, learned Counsel for the applicant and Mr. Dande, learned Counsel for the respondents.

3) In consideration of the facts of the case and for the reasons stated in the application, the delay is condoned. Application is allowed in terms of prayer clauses (a) and (b).

4) Applicant to carry out consequential amendments within three weeks from today.

5) Mr. Dande, waives notice on behalf of respondents no.1(a), (b), (c) and (d).

6) Application is allowed and disposed of in the aforesaid terms.

NEETA
SHAILESH
SAWANT

Digitally signed by
NEETA SHAILESH
SAWANT

Date: 2022.02.05
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(Sandeep K. Shinde, J.)