

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

INTERIM APPLICATION NO.1309 OF 2021

IN

WRIT PETITION NO.12656 OF 2018

Yoganand Nivrutti Gavali and Ors.

.. Applicants–Petitioners

Vs.

Prakash Balappa Gorwade and Anr.

.. Respondents

Mr. M.V. Chavan, i/by Mr. H.R. Bhimrao, for the Applicants–Petitioners.

Mr. S.D. Rayrikar, AGP for Respondent Nos.3 and 4–State.

CORAM : VALMIKI SA MENEZES, J.

DATE : 16TH NOVEMBER, 2022.

P.C. :

1. Heard learned Advocate for the applicants–petitioners and learned AGP for respondent nos.3 and 4–State.

2. Respondent Nos.3 and 4 have no objection for allowing the present application, which is for condoning the delay of 69 days to record the death of petitioner no.3–Vimal Dattatrya Jadhav.

3. Accordingly, I pass the following order :–

- (i) Interim Application is allowed in terms of prayer clauses (a), (b) and (c). Applicants–petitioners to appropriately amend the cause–title of Writ Petition

No.12656 of 2018 to record the death of petitioner no.3 during the course of the day today. Re-verification is dispensed with.

- (ii) Interim Application is disposed of in the above terms.

[VALMIKI SA MENEZES, J.]