

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

**INTERIM APPLICATION NO. 4054 OF 2021
IN
SECOND APPEAL NO. 253 OF 2020**

Smt. Manisha Ravindra Repote ...Applicant
vs.
Sudhakar Anna Repote and Ors. ...Respondents

Adv. Mahendra Agvekar a/w Adv. Shraddha Chavan i/by Adv. Sachin
Gorwadkar - Advocate for the Applicant

CORAM : S. M. MODAK, J.

DATE : 03rd AUGUST, 2022

P. C. :-

INTERIM APPLICATION NO. 4054 OF 2021

1. Heard learned Advocate of the Applicant.
2. Respondent No. 2- Diwakar expired on 17/04/2017. Copy of the death certificate is annexed. The Appellant got knowledge about the death when there is a report of the bailiff. That is why there is a delay of 1616 days. Service of the Court notice is awaited. But the Appellant has served the proposed Legal representatives by way of private service. Affidavit is filed on record. There is no appearance. In view of that application is allowed in terms of prayer clauses- a, b and c.
3. Necessary amendment be carried out within two weeks.

4. The Interim Application No. 4054 of 2021 is disposed of.

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5. Already Court has passed an Order to issue notice to the Respondent on 02/03/2020.
6. The Farad sheet says that notice is served on Respondent Nos. 1,3 and 4.
7. The Legal representatives of deceased Respondent Nos. 2 are permitted to brought on record.
8. The learned Advocate for the Appellant submitted that the matter be fixed for admission.
9. The matter be kept on **07/09/2022**.

[S. M. MODAK, J.]