

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 21 OF 2022

IN

FIRST APPEAL NO. 143 OF 2011

BALAJI TOURIST CENTER, PROPRIETOR
CHANDRAKANT K. KARANDE, SINCE
DECEASED THROUGH LEGAL HEIRS
SMT. USHA CHANDRAKANT KARANDE

AND ORS.

) APPLICANTS

IN THE MATTER BETWEEN :

BALAJI TOURIST CENTER, PROPRIETOR
CHANDRAKANT K. KARANDE, SINCE
DECEASED THROUGH LEGAL HEIRS
SMT. USHA CHANDRAKANT KARANDE

AND ORS.

) APPELLANTS

V/S.

KULWANTSINGH PRALHADSINGH

KOHLI AND ORS.

} RESPONDENTS

* * * *

Mr. R.D. Soni i/by. Mr. B.P. Shukla, Advocate for the
applicants-appellants.

Mr. Jagjeet Rehel, Advocate for the respondent.

Coram : Sandeep K. Shinde, J.

Friday, 25th March, 2022.

P.C. :

- 1) Pending Appeal, the sole appellant- Chandrakant Karande passed away. This application is moved by his legal heirs contending that the right to sue survives. In that view of the matter, the application is allowed in terms of prayer clauses (a) and (b).
- 2) Consequential amendments shall be carried out within two weeks from today.
- 3) Application is disposed of.

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(Sandeep K. Shinde, J.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 2593 OF 2020
(FOR SUBSTITUTION)

IN

CIVIL APPLICATION (ST.) NO. 32422 OF 2017

IN

FIRST APPEAL NO. 143 OF 2011

BALAJI TOURIST CENTRE, PROPRIETOR

CHANDRAKANT K. KARANDE } APPELLANT

V/S.

KULWANTSINGH PRALHADSINGH KOHLI

AND ORS. } RESPONDENTS

AND

1. SMT. USHA CHANDRAKANT KARANDE

AND ORS. } APPLICANTS

* * * *

Mr. R.D. Soni i/by. Mr. B.P. Shukla, Advocate for the
applicants-appellants.

Mr. Jagjeet Rehel, Advocate for the respondents.

Coram : Sandeep K. Shinde, J.

Friday, 25th March, 2022.

P.C. :

1. Pending Appeal, respondent no.1 passed away.

This application seeks to bring the legal representatives of

respondent no.1 on record, particulars of which are at Exhibit-C to the application.

2. In view of the reasons stated in the application, the delay is condoned. Application is allowed and made absolute in terms of prayer clauses (a) and (b). Consequential amendments to be carried out within two weeks from today.

3. Appellant shall serve amended copy of the Appeal on the Counsel for the added respondent and respondents no.2 and 3.

4. Application is disposed of.

(SANDEEP K. SHINDE, J.)