

Sonam

IN THE HIGH COURT OF BOMBAY AT GOA

MISC. CIVIL APPLICATION NO. 491 OF 2019

IN

FIRST APPEAL NO.242/2007

FELICIANA DCUNHA (DEC.)

REPRESENTED BY ATTORNEY

MR. MANUEL XAVIER DCUNHA

AND 11 ORS

... Applicants.

VS

THE CHIEF SECRETARY,

GOVT OF GOA AND 8 ORS.,

... Respondents

Ms. Sonadevi Nishad, Advocate for the Applicants.

Ms. Susan Linhares, Additional Government Advocate for respondent no. 1 & 2.

Ms. Divya Parab, holding for Mr Sudin Usgaonkar, Senior Advocate for respondents no. 5 & 6.

CORAM: VALMIKI SA MENEZES, J.

DATED: 25th October, 2023

P.C.

1. This is an application to bring on record legal representatives of deceased respondent no. 4 who is stated to have expired on 09.06.2016. The application is supported by an affidavit of the appellant no. 3 which states that the appellant did not have the knowledge of the death of respondent no. 4 and came to know only on 05.04.2019 after seeing the bailiff's report on 05.04.2019. The application is filed on 22.04.2019.

2. Though there is a delay in filing the application, the explanation given in paragraph 4 of the application is accepted and accordingly the delay is condoned. The application is allowed. The appellants to carry out the amendment to implead the legal representatives of the deceased no. 4 as Respondents no. 4(A) to 4(F) forthwith.
3. The application stands disposed of.

VALMIKI SA MENEZES, J.