

*Arjun*

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

**INTERIM APPLICATION NO.30142 OF 2022**

**IN**

**SECOND APPEAL NO.1076 OF 2005**

Malsidha Gopichand Kale ...Applicants  
(Since deceased through his heirs)  
1A. Smt. Padmini Mulsidha Kale & Ors.

**In the matter between :**

Malsidha Gopichand Kale ...Applicants  
(Since deceased through his heirs)  
1A. Smt. Padmini Mulsidha Kale & Ors.

V/s.

Sou. Kusum Vitthal Bhusare ...Respondents  
(Since deceased through her heirs)  
1A. Dada Vitthal Bhusare & Ors.

Mr. Machhindra A. Patil, for the Applicants.

Mr. Prasad Kulkarni, for the Respondents.

**CORAM : MADHAV J. JAMDAR, J.**

**DATED : JULY 19, 2023**

**P.C.:**

**1.** The Interim Application is taken out to bring on record heirs of deceased Respondent No.2. There is delay in filing the Interim Application.

**2.** Learned counsel appearing for the Respondents strongly opposes the Interim Application.

**3.** However, for the reasons set out in the Interim Application, the same is allowed in terms of prayer clauses (a), (b), (c) and (d).

**4.** Amendment be carried out within a period of 14 days from today.

**5.** The Interim Application is disposed of in above terms with no order as to costs.

**[MADHAV J. JAMDAR, J.]**