

Dusane

BHALCHANDRA
GOPAL
DUSANE

Digitally signed by
BHALCHANDRA
GOPAL DUSANE
Date: 2023.06.07
12:43:39 +0530

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

**INTERIM APPLICATION NO.3955 OF 2023
IN
SECOND APPEAL NO.481 OF 2021**

Raghunath Tukaram Nemishte ...Applicants
& Ors.

V/s.

Manikant Chandulal Shah & Ors. ...Respondents

Mr. Pratik Amin for Applicants.

Mr. Akshay Patil for Respondent Nos. 1 to 3.

CORAM: MADHAV J. JAMDAR, J.
DATE: 6th June 2023

P.C.:

1. This Interim Application is taken out to bring on record heirs of deceased-Appellant No.1. The Appellant No. 1 expired on 30th April 2022 and the Interim Application is taken out on 7th January 2023.

2. Mr. Patil, learned Counsel appearing for Respondent Nos. 1 to 3 strongly opposes the application, however, for the reasons set out in the Interim Application, the same is allowed in terms of prayer clause (1).

- 3.** Amendment be carried out within 14 days from today.
- 4.** The Interim Application is disposed of in above terms with no order as to costs.

(MADHAV J. JAMDAR, J.)