

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

**INTERIM APPLICATION NO. 13322 OF 2023
IN
FIRST APPEAL NO. 1836 OF 2009**

Ratna A. Vaswani And Ors. ... Applicants

IN THE MATTER BETWEEN

Chatur Tahilram Kripalani and Ors. ... Appellants

Versus

Dr. Laxmikant R. Bhojwani and Ors. ... Respondents

.....

Ms. Meena Doshi, for the Applicants.

.....

CORAM : PRITHVIRAJ K. CHAVAN, J.

DATED : 21st JULY, 2023.

P.C.

This is an application by the respondents for peremptorily fixing this appeal for final hearing as well as seeking amendment as per the schedule annexed to the application.

2 Heard learned Counsel Mrs. Doshi for the applicants.

3 Despite service, as it is evident from the courier tracking report of the postal department, appellant is absent. The appeal is of 2009.

4 The application is allowed in terms of prayer clauses (a) and (b). Necessary amendment shall be carried out within two weeks.

5 List the appeal for “Final Hearing” in the week commencing from 11th September, 2023.

6 Learned Counsel for the respondents shall inform the appellant about the order passed today.

7 Registry is directed to call for a progress report in the Civil Suit No. 651 of 2004 pending on the file of Civil Judge, Senior Division, Pune.

[PRITHVIRAJ K. CHAVAN, J.]