

Shailaja

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO.7951 OF 2023
IN
FIRST APPEAL NO.289 OF 2016**

Mohammed Zoeb Qureshi] Applicant

IN THE MATTER BETWEEN:

Mohammed Shamim Mohammed Yasin] Appellant

**Fatimabai Binte Nakhuda Mohammed]
Ameen Rogay Religious & Charitable]
Trust and others] Respondents**

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Mr. Ashish Gabhale i/b Jay & Co., for Appellant.

Ms. Srushti S. Chalke i/b Mr. Drupad Patil, for Respondents No.1,3 and 4.

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CORAM : PRITHVIRAJ K. CHAVAN, J.

DATE : 25th JULY, 2023.

P.C.

1. This is an application for bringing legal representatives of the sole appellant who is stated to have died on 8th June, 2020.

2. It is the contention of the learned Counsel for the applicant that since the deceased died during the Covid-2019 pandemic, delay has occurred in bringing the legal representatives of the deceased on record.

3. For the reasons stated in the application, delay is condoned by setting aside abatement and the application is allowed in terms of prayer clauses (a) and (b). Necessary amendment shall be carried out as per the schedule annexed with the application within two weeks.

4. Application is disposed of in the aforesaid terms with no order as to costs.

[PRITHVIRAJ K. CHAVAN, J.]