

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

**INTERIM APPLICATION NO. 13988 OF 2023
IN
FIRST APPEAL NO. 487 OF 2021**

Prakash Dattatray Hoval .. Applicant
In the matter between
Prakash Dattatray Hoval .. Appellant
Vs.
Jayashree Dattatray Hoval & Ors. .. Respondents

.....
Mr. Mayur Agarwal i/b Rahul Jain for the appellant
Mr. Shriram Sadanand Redij for respondent no.1
.....

**CORAM : PRITHVIRAJ K. CHAVAN, J.
DATED : 1st AUGUST, 2023**

P.C.

1. This is an application for bringing the legal representatives of respondent no.4 on record, who is said to have died on 1st May, 2021. The attested copy of his death certificate is annexed at **Exh.A.** to the application.

2. For the reasons stated in para 8 of the application, the delay is condoned and the abatement is set aside.

3. The application is allowed in terms of prayer clause (a) of the application.

4. Re-verification is dispensed with.
5. Amendment shall be carried out as per the schedule in the memo of appeal within two weeks.
6. After carrying out the amendment, amended copy of the memo of appeal be furnished to the learned Counsel for the respondents.
7. The application is disposed of.

(PRITHVIRAJ K. CHAVAN, J.)