

HARSHADA H. SAWANT  
(P.A.)

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

**INTERIM APPLICATION NO.18865 OF 2022**  
**IN**  
**WRIT PETITION NO.11445 OF 2013**

Malika Dastgir Diwkar and Ors.

Applicants/  
.. Petitioners

**Versus**

Chandraseniya Kayastha Prabhu Ganapati  
Mandir Trust, Bhiwandi and Ors.

.. Respondents

**WITH**  
**CIVIL APPLICATION NO.2032 OF 2014**  
**IN**  
**WRIT PETITION NO.11445 OF 2013**

Satish Narayan Durve and Ors.

.. Applicant

**IN THE MATTER BETWEEN:**

Malika Dastgir Diwkar and Ors.

.. Petitioners

**Versus**

Malika Dastgir Diwkar and Ors.

.. Respondents

- .....
- Mr. Jayesh Joshi for Advocate for Applicants
  - Mr. Deepak P. Jamsandekar Advocate for Respondent No.1
- .....

**CORAM : MILIND N. JADHAV, J.**

**DATE : FEBRUARY 13, 2023**

**P.C.:**

- 1.** Heard Mr. Joshi, learned Advocate for Applicants and Mr. Jamsandekar, learned Advocate for Respondent No.1
- 2.** Interim Application No.18865 of 2022 is filed for bringing the legal heirs of Petitioner No.2 who expired on 07.11.2013.
- 3.** Names of legal heirs are mentioned in the cause title of the

Application.

**4.** Mr. Joshi would submit that there is delay of approximately eight years.

**5.** Writ Petition was filed in the year 2013 and interim relief has been granted in the meanwhile.

**6.** However in view of reasons mentioned sufficient cause is shown and considering the fact that interim order was passed way back in year 2013 the delay needs to be condoned for effective adjudication of the Writ Petition.

**7.** Interim Application stands allowed in terms of prayer clauses (a), (b) and (c).

**8.** Necessary amendment to be carried out within two weeks from today. Amended copy of the cause title to be served on Respondents.

**9.** Re-verification dispensed with.

**10.** With above directions Interim Application is disposed.

**11.** Writ Petition stand over to **13<sup>th</sup> March, 2023**.

**[ MILIND N. JADHAV, J. ]**

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