

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 18555 OF 2022
WITH
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IN
FIRST APPEAL NO. 858 OF 1994

Kishor Manohar Namjoshi (Since deceased ...Applicants/
through L.Rs.-1a) Bina Kishor Namjoshi And Ors. Appellants
Versus
Phaltan Nagar Parishad, Phaltan On Its Behalf ...Respondent
Chief Officer

Mr. Graham Francis i/by Mr. Vishwanath Talkute Advocate for
Applicants/Appellants.

Mr. Nilesh Desai, Advocate for Respondent.

CORAM : M.M. SATHAYE, J.

DATE : 5th DECEMBER, 2023

P.C. :

IN INTERIM APPLICATION NO. 18557 OF 2022

1. This Application is already allowed by Order dated 28.11.2023. However the necessary amendment thereunder, could not be carried out in time. Hence, time to carry out amendment in terms of Order dated 28.11.2023 is extended by a period of 1 week.

IN INTERIM APPLICATION NO. 18556 OF 2022

1. This is an Application by Appellants for bringing legal heirs of Deceased/Appellant No. 2 (Vinayak Manohar Namjoshi) on record.
2. Office note shows that there is a delay of 10 days in filing the Application. Learned Counsel for the Respondent is served. He opposed the Application for delay condonation, however no reply is filed.
3. Considering the extent of delay and considering the averments in the Application, sufficient cause is made out. Hence this Application is allowed in terms of prayer clauses (a), (b) and (c). Delay is condoned. Necessary amendment be carried out within period of 2 weeks from today.
4. Interim Application is disposed of.
5. All concerned to act on authenticated or digitally signed copy of this order.

IN INTERIM APPLICATION NO. 18555 OF 2022

1. This is an Application by Applicants for bringing legal heirs of the deceased Appellant No. 4 (Bharati Manohar Namjoshi) on record.
2. Office note shows that there is a delay of 6 months and 5

days in filing the Application. Learned Counsel for the Respondent is served. He opposed the Application for delay condonation, however no reply is filed till date.

3. Considering the averments in the Application, sufficient cause is made out. Hence this Application is allowed in terms of prayer clauses (a), (b) and (c). Delay is condoned. Necessary amendment be carried out within period of 2 weeks from today.

4. Interim Application is disposed of.

5. All concerned to act on authenticated or digitally signed copy of this order.

(M.M. SATHAYE, J.)