

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 17799 OF 2023
IN
CIVIL APPLICATION NO. 159 OF 2017
IN
CROSS OBJECTION (ST) NO. 9000 OF 2018
IN
FIRST APPEAL NO. 1209 OF 2008

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Maruti Arjun Mhatre (SINCE Dec) Thr. Lrs.) 1/A. ...Applicants
Ramdas Maruti Mhatre And Anr.

IN THE MATTER BETWEEN

The State of Maharashtra, SLAO, M.C. No. 1, ...Appellants
Panvel, Dist. Raigad. (Orig
Respondent)

Versus

Maruti Arjun Mhatre. ...Respondent

Mr. Suresh M. Kamble Advocate for Applicant.

None for the Respondent.

CORAM : M.M. SATHAYE, J.

DATE : 8th DECEMBER, 2023

P.C. :

1. Heard learned Counsel for the Applicants. This is an Application by Applicants in Civil Application No. 159 of 2017 for permission to delete the name of Rukmini @ Maibai Vithoba Bhopi who is proposed legal heir of Maruti Arjun Mhatre.

2. The reason for deletion of the said party is that according to Applicants, Rukmini @Maibai Vithoba Bhopi has executed

relinquishment deed releasing her rights in the subject matter property in favour of proposed Applicant No.1-A Ramdas Maruti Mhatre. The copy of the registered relinquishment deed dated 30.01.2017 (Exhibit A) is placed on record. Nobody appears for the Respondent/State in this Application.

3. In view of the averments in the Application and considering the fact that both the proposed Respondents have made this prayer jointly, the Application is allowed in terms of prayer clause (a). The Applicants are permitted to delete the name of Rukmini @ Maibai Vithoba Bhopi from the cause title of Civil Application No. 159 of 2017.

4. The Interim Application is disposed of.

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

(M.M. SATHAYE, J.)