

Pdp

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

INTERIM APPLICATION NO. 3248 OF 2023

IN

APPEAL NO. 10 OF 2016

IN

NOTICE OF MOTION (L) NO. 108 OF 2013

IN

SUIT NO. 22 OF 2012

IN

TESTAMENTARY PETITION NO. 1156 OF 2011

Naval Meherjibhai Anklesaria &
Burjor Hormusji Antia

.. Applicants

In the matter between:

Jehangir Darabsha Cooper & Ors.

.. Appellants

Versus

Firoze Sorabji Bharucha
And

.. Respondent

Porushesp Hosabd Debara & Anr.

.. Proposed
Respondents

Ms. Pallavi Bali a/w Ms. Meghna Vijan i/by Bali Associates for
applicants/appellants.

Mr. Neville D. Deboo i/by Wadia Ghandy & Co. for
respondents.

**CORAM: DEVENDRA KUMAR UPADHYAYA, CJ. &
ARIF S. DOCTOR, J.**

DATE: 27th SEPTEMBER, 2023

P.C.:

1. Heard the learned counsel for the applicants and the
respondents.

2. This Interim Application has been moved with the following prayers:

- (a) Delay of 248 days in taking out the present Application be condoned;
- (b) This Hon'ble Court be pleased to set aside abatement of the above Appeal;
- (c) The Applicant be permitted to amend the above Appeal and proceedings as per Schedule annexed hereto as Exhibit "D";

3. By consent, the Interim Application is allowed and the prayers, as quoted above, are granted. Let the necessary amendments be incorporated forthwith.

4. Interim Application stands disposed of accordingly.

5. List the Appeal on **Tuesday, 3rd October, 2023.**

(ARIF S. DOCTOR, J.)

(CHIEF JUSTICE)

Digitally
signed by
PRAVIN
DASHARATH
PANDIT
Date:
2023.09.27
14:34:41
+0530