

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

**CHAMBER SUMMONS NO. 1186 OF 2019
IN
SUIT NO. 928 OF 2013**

**WITH
NOTICE OF MOTION NO.15 OF 2014
IN
SUIT NO. 928 OF 2013**

Megha Property Developers Pvt Ltd

..Applicant
/Orig.Plaintiff

Versus

Babu Dagdu Patil & Ors

..Defendants

And

Kantilal Babu Patil & Ors

..Proposed
Respondents

***Mr. Pranav Monani i/b Kanga & Co, Advocates for the
Applicant/Plaintiff.***

**CORAM : B. P. COLABAWALLA, J
DATE : JUNE 12, 2023**

P.C.

The above Chamber Summons is filed by the Applicant/Plaintiff to bring the legal heirs of deceased Defendant Nos.1,3 & 3A on record as well as for setting aside the abatement of the Suit.

2 Having heard the learned advocate for the Plaintiff, the Chamber Summons is allowed in terms of prayer clauses (a), (b) and (d) which read thus:-

“(a):that the delay, if any, in taking out this Chamber Summons be condoned.

(b):that the abatement of the Suit against the Deceased Defendants No.1, 3, 3A be set aside.

(d):that the Plaintiff be allowed to amend the Plaintiff as per the amendments mentioned in the Schedule ‘A’ annexed to the Chamber Summons.”

3 The amendment shall be carried out not only in the Plaintiff but also in the interim proceedings pending in the above Suit within a period of four weeks from today and the amended copy of the Plaintiff and proceedings shall be served on all the Defendants, including the newly added Defendants, within a period of two weeks thereafter.

4 The Chamber Summons is accordingly disposed of. No order as to costs.

5 This order will be digitally signed by the Private Secretary/ Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

[B. P. COLABAWALLA, J].