

Santosh

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

**INTERIM APPLICATION NO. 3430 OF 2022
WITH
INTERIM APPLICATION NO. 1962 OF 2022
IN
SUIT NO. 763 OF 1983**

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Bon Bihari Vishnu Nimbkar (since
deceased) through LRs. ...Applicants

In the matter between

Haresh Naraindas Amarnani ...Plaintiffs

Versus

Bon Bihari Vishnu Nimbkar (since
deceased) through LRs. ...Defendants

And

The Municipal Corporation of Greater ...Third Party
Mumbai Respondents

**WITH
INTERIM APPLICATION NO. 1671 OF 2022
IN
INTERIM APPLICATION (L) NO. 2710 OF 2020**

Mr. Aloukik Pai, a/w Akshay Pai, i/b Bina Pai, for the
Applicants.

Mr. M. S. Bhandari, i/b M. Munim & Co., for Plaintiff No.1.

Mr. Mayur Khandeparkar, a/w Shraddha Achliya, Mukul Taly
and Sayali Gharpure, i/b S. Mahomedbhai and Co., for
respondent Nos.5 and 7.

CORAM: N. J. JAMADAR, J.

DATED : 27th FEBRUARY, 2023

PC:-

1. Heard the learned Counsel for the applicants.

2. For the reasons assigned in the application and to advance the cause substantive justice, the application stands allowed in terms of prayer Clause (b).

3. Necessary amendment be carried out within a period of two weeks and amended copy of the application be served on the defendants – respondents.

Re-verification dispensed with.

4. Application stands disposed.

5. Interim Application No.1962 of 2022 be listed on 20th March, 2023.

[N. J. JAMADAR, J.]