

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**917 CIVIL APPLICATION NO. 827 OF 2024
IN X-OBJST/18416/2007**

WITH

SECOND APPEAL NO. 347 OF 2003

WITH

**CIVIL APPLICATION NO. 9090 OF 2014
IN X-OBJST/18416/2007**

WITH

**CIVIL APPLICATION NO. 11297 OF 2023
IN CA/892/2008**

**ANNASAHEB SITARAM DESHMUKH SOJARBAI ANNASAHEB
DESHMUKH AND OTHERS**

....Applicants

VERSUS

**VIRBHADRAPPA MAHADAPPA RACHATTE L.RS.
CHANDRASHEKHAR ALIAS CHANDRAKANT VIRBHADRAPPA
RACHATTE**

.....Respondent

.....

Advocate for Applicant : Mr. Kulkarni M.a., Manjiri Achutrao
Kulkarni

Advocate for appellant in S.A. : Mr. V.R. Dhorde

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**CORAM : SANDIPKUMAR C. MORE, J.
DATED : 25th June 2024**

ORDER:-

1. Heard rival submissions.
2. The applicants are seeking permission to bring on record legal representatives of deceased applicant No.1 Annasaheb Sitaram Deshmukh, who is original respondent No.1 in the

main appeal.

3. The learned counsel for the respondents strongly opposed the application on the ground that applicant No.1 (ii) cannot be a legal representative of deceased Annasaheb. The learned counsel for the applicants submits that this Sohanlal is the person, in whose favour deceased Annasaheb has executed a Will along with Sojarbai. However, she claimed that she is going to file separate application for addition of Sohanlal in the cross-objections and main appeal. So far as Sojarbai is concerned, the learned counsel for the respondent is not having any objection since he himself brought her on record in the main appeal. In view of the same, the application is allowed in terms of prayer clause (B) only to the extent of Sojarbai i.e. applicant No.1 (i) and stands disposed of. Amendment be carried out within stipulated period.

(SANDIPKUMAR C. MORE, J.)

Y.S. Kulkarni