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

**CIVIL APPLICATION NO. 7912 OF 2023 IN
APPEAL FROM ORDER NO. 33 OF 2021**

Asha Shashikant Tarwade
and others

Applicants

Versus

Subhash Sonupant Bhingarkar
(deceased) through L.Rs. & others

Respondents

Mr. S. R. Wakale, advocate for the Applicants
Ms. Nandini Chittal, advocate for Respondents No.2-A to 2-C.
Mr. A. M. Gholap, advocate for Respondents No.8 to 14
Mr. Rajendra K. Temkar, advocate for Respondents No.6-A, 6-B-1 and 6-B-2.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 01st March, 2024

PC :

By the earlier order dated 09.02.2024, one more last chance was granted on the request of learned Counsel for the appellant with understanding that names of respondents no.8 to 14 would be deleted.

The learned Counsel for legal representatives of respondent no.6, who was the original defendant, pointed out that the order of remand is under challenge and if the appeal

succeeds then the respondents no. 8 to 14 will again be necessary parties.

However, it appears that in the trial Court, names of respondents no.8 and 9 are already deleted and the property, which they sold, is also removed from the suit properties.

In view of the same, the names of present respondents no.8 to 14 are deleted from the Appeal From Order.

(SANDIPKUMAR C. MORE)
JUDGE

adb

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

**CIVIL APPLICATION NO. 1363 OF 2024 IN
APPEAL FROM ORDER NO. 33 OF 2021**

Shantabai Tukaram Khoje
(deceased) through L. Rs.
and others

Applicants

Versus

Asha Shashikant Tarwade
and others

Respondents

Mr. Rajendra K. Temkar, advocate for the applicants.
Mr. S. R. Wakale, advocate for the Appellants
Ms. Nandini Chittal, advocate for Respondents No.2-A to 2-C.
Mr. A. M. Gholap, advocate for Respondents No.8 to 14

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 01st March, 2024

PC :

Heard rival submissions.

The legal representatives of respondent no.6 have filed this application for bringing the present applicants no.3 and 4 on record as remaining legal representatives of Respondent No.6 – Shantabai Tukaram Khoje. The appellants have already brought other legal representatives of respondent no.6 on record.

As such, Civil Application is allowed in terms of prayer clauses “B” and “C”. Amendment be carried out within two weeks.

(SANDIPKUMAR C. MORE)
JUDGE

adb

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

APPEAL FROM ORDER NO. 33 OF 2021

Asha Shashikant Tarwade
and others

Appellants

Versus

Subhash Sonupant Bhingarkar
(deceased) through L.Rs. & others

Respondents

Mr. S. R. Wakale, advocate for the Appellants

Ms. Nandini Chittal, advocate for Respondents No.2-A to 2-C.

Mr. A. M. Gholap, advocate for Respondents No.8 to 14

Mr. Rajendra K. Temkar, advocate for Respondents No.6-A, 6-B-1 and 6-B-2.

CORAM : SANDIPKUMAR C. MORE, J.

DATE : 01st March, 2024

PC :

Stand over to 15.03.2024.

**(SANDIPKUMAR C. MORE)
JUDGE**

adb