

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 6 OF 2024

IN

CIVIL REVISION APPLICATION NO. 362 OF 2012

Digitally  
signed by  
SNEHA  
NITIN  
CHAVAN  
Date:  
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Sundari Alias Kanta Yeshwant (since  
deceased) thru. Lrs. And Ors.

...Applicants

**Versus**

Ellora Construction Co. and Ors.

...Respondents

\*\*\*\*\*

Mr. Tushar Dahibawkar i/b M/s. Dahibawkar and Co. for the  
Applicants.

Mr. Dhruv Dandekar i/b Desai and Diwanji for Respondent Nos. 1, 3  
and 5.

Mr. Parantap Mahadevia a/w Nilesh Modi i/b Rustamji and Ginwala  
for the Respondent Nos. 11, 13, 14(b) , 14(c) and 15.

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**CORAM : M.M.SATHAYE, J.**

**DATE : 12<sup>th</sup> FEBRUARY 2024**

**PC. :**

1. This is an application by original Revision Applicant for  
deletion of name of Respondent No.14(a), who has died during the  
pendency of the proceedings and her legal heirs are already on  
record in their individual capacity as Respondent Nos. 14(b) and  
14(c).

2. Considering the fact that the legal heirs are already on record,  
delay, if any, is only technical. In view thereof, considering the  
averment in the application and submissions made, interim

application is allowed in terms of prayer clause (a). Applicant is permitted to delete the name of Respondent No. 14(a) from the proceeding.

3. Necessary amendment to be carried out within a period of two weeks from today.

4. Interim application is disposed of.

5. All the concerned to act on duly authenticated/digitally signed copy of this order.

**[M.M.SATHAYE,J.]**