

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO. 12996 OF 2023
IN
SECOND APPEAL NO. 348 OF 2002**

Shri Sampat Mahadeo Jadhav ... Applicant
Versus
Shri Bapu Pandu Chavan
(deceased) through LRs & Ors. ... Respondents

Mr. Sharad T. Bhosale i/by Dilip Bodake for the Applicant.
Mr. Abhijeet Gosavi for the Respondents.

CORAM: R. N. LADDHA, J.

DATE : 3 JANUARY 2024

P.C. :-

. This is an application for bringing the legal heirs of respondent No.2B on record. There is delay of 4 years, 11 months and 18 days in filing the present application. The learned counsel appearing on behalf of the proposed respondents/non-applicants has no objection to condone the delay subject to payment of cost to the High Court Legal Services Authority.

2. In view of the no objection and for the reasons stated in the application, the delay in filing the present application stands condoned subject to payment of cost of Rs.5000/- to be paid to High Court Legal Services Authority within a period of two weeks

from today.

3. Leave to amend so as to bring the legal heirs of respondent No.2B on record. Learned counsel for the applicant also seeks leave to amend the name of respondent No.2B(ii) in the present application. Leave granted as prayed for. Amendment be carried out within a period of two weeks from today.

4. If the amendment is carried out, issue notice to the newly added respondents, returnable on **20 February 2024**.

5. Interim Application stands disposed of accordingly.

R. N. LADDHA, J.