

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

**CIVIL APPLICATION NO. 1258 OF 2015
IN
SECOND APPEAL NO. 474 OF 1996**

Smt. Housabai Nabhiraj Desai & Anr. ... Applicants
Versus
Bapu Bharna Desai (decd.) LRs ... Respondent

Mr. Rajesh Parab for the Applicants.
Mr. N. J. Patil for Respondent No.1.

CORAM: R. N. LADDHA, J.

DATE : 23 JANUARY 2024

P.C. :

. This is an application for bringing the legal heirs of respondent No.1(a) on record and to condone the delay in filing the present application. The learned counsel appearing on behalf of the respondent No.1 has no objection to condone the delay.

2. For the reasons stated in the application and the no objection of the learned counsel for respondent No.1, the Civil Application is allowed in terms of prayer clauses (a) and (d).

3. Leave to amend so as to bring the legal heirs of respondent No.1(a) on record. Amendment be carried out in the Second Appeal within a period of two weeks from today with an advance amended copy to be provided on the other side.

4. Civil Application stands disposed of accordingly.
5. If the amendment is carried out, issue notice to the newly added respondents, returnable on 5 February 2024.

R. N. LADDHA, J.