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

**CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.2244 OF 2018**

**IN**

**FIRST APPEAL NO.2195 OF 2008**

Mr. Wencheslaus H. Gonsalves : Appellant

Vs.

The Municipal Corporation of Brihanmumbai & Ors. : Respondents

Adv. Ketan Parekh i/b K R Parekh & Co. for the Appellant.

Mr. Santosh Parad for the Respondent/MCGM.

**CORAM : KISHORE C. SANT, J.**

**DATE : 12<sup>th</sup> JANUARY, 2024**

**PC. :**

1. This Application is for bringing legal heirs of the deceased Appellant/Applicant on record. The Application is filed by the legal heirs. There is delay of 60 days in filing of this Application.

2. Learned Advocate of the Respondent opposes the Application and stated in there is no proper explanation given for delay.

3. It is stated in para 4 on the Application that the Applicants were not aware of the fact that they were required to be brought on record legal heirs. It is only on receiving the advice from their learned lawyer they

came to know that this further process is required to be completed and in that process delay is caused. For the reasons recorded, delay is stands condoned. The Application is allowed. Abatement is set aside. The Applicant to amend the cause title of the Appeal within a period of two weeks from today. This Application is stands disposed of.

**(KISHORE C. SANT, J.)**