

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

**CIVIL APPLICATION NO. 1209 OF 2016
IN
SECOND APPEAL NO. 1188 OF 2004**

Anandrao Dyandeo Darvan,
(decd.) LRs S. A. Darvan & Ors. ... Applicants
Versus
Sou. Shobha Ashok Nimkar & Ors. ... Respondents

Mr. Siddharth Shitole i/by Ashutosh Kulkarni for the Applicants.
Mr. Indrajit Magdum i/by Ashish Pawar for Respondent Nos. 1 to 9.

CORAM: R. N. LADDHA, J.

DATE : 10 JANUARY 2024

P.C. :-

. This is an application for bringing the legal heirs of respondent No.4 on record and to condone the delay of 3 years and 20 days in filing the present application.

2. For the reasons stated in the application, the delay in filing the present application stands condoned. The Civil Application stands allowed in terms of prayer clauses (b), (d) and (e) subject to payment of cost of Rs.5,000/- to be paid to High Court Legal Services Authority within a period of four weeks from today.

3. Leave to amend. Amendment, as per prayer clauses (d) and (e), be carried out in the Second Appeal within a period of four weeks from today.
4. If the amendment is carried out, issue notice to the newly added respondents, returnable on **14 February 2024**.
5. Civil Application stands disposed of accordingly.

R. N. LADDHA, J.