

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

**INTERIM APPLICATION NO. 16136 OF 2023  
AND  
CIVIL APPLICATION NO. 494 OF 2001  
IN  
SECOND APPEAL NO. 419 OF 1998  
WITH  
SECOND APPEAL NO. 419 OF 1998**

Sadashiv Sambhu Dive & Ors. ... Applicants

Versus

Karbhari Dhondiba Dhepale (dec'd.)  
by Heirs & Ors. ... Respondents

\*\*\*\*\*

Mr. Narayan Rokade for the Applicants.

Ms. Rukmini Khairnar i/by P. N. Joshi for Respondent Nos.5, 6  
and 9.

\*\*\*\*\*

**CORAM: R. N. LADDHA, J.  
DATE : 15 JANUARY 2024**

**P.C. :-**

. For the reasons stated in the application and the fact that the appeal is pending since 1998, the Interim Application No. 16136 of 2023 is allowed in terms of prayer clause 10(a).

2. Place the Second Appeal on final hearing board along with the Civil Application No. 494 of 2001 in the week commencing from 5 February 2024.

3. Interim Application No. 16136 of 2023 is disposed of accordingly.

**R. N. LADDHA, J.**