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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 22 OF 2024
WITH
INTERIM APPLICATION NO. 10108 OF 2024
WITH
INTERIM APPLICATION NO. 10110 OF 2024
WITH
CIVIL APPLICATION NO. 498 OF 2014
IN
SECOND APPEAL No. 566 OF 2011**

Shri Badrinarayan Shankar Bhandari ... Applicant/Appellant

vs.

Shri Omprakash Shankarlal Bhandari ... Respondents
and Ors

**WITH
CIVIL APPLICATION NO. 893 OF 2014
IN
SECOND APPEAL No. 566 OF 2011**

Shri Vithaldas Shankarlal Bhandari and ... Applicants/Appellants
Ors

vs.

Shri Badrinarayan Shankar Bhandari and ... Respondents
Ors

Mr. Sandeep M. Phatak, for Applicants/Appellants

Mr. Rugwed R. Kinkar i/b. Drupad S. Patil, for Respondent Nos. 7A
to 7E.

CORAM : GAURI GODSE, J.

DATED : 9th JULY 2024

ORDER:

CIVIL APPLICATION NO. 22 OF 2024

1. This application is for bringing on record the names of heirs and legal representatives of the deceased respondent no. 6 and appellant no.10. So far as deceased respondent no.6 is concerned, the application is within time. Hence, the appellant is permitted to bring on record the names of heirs and legal representatives of deceased respondent no.6 as stated in paragraph no.3 of the application. Amendment to be carried out within three weeks.

2. So far as a prayer for bringing on record the names of heirs and legal representatives of the deceased appellant no.10 is concerned, the heirs and legal representatives are already on record. Hence, the appellant is permitted to show appellant no.10 as deceased through legal heirs i.e. appellant nos. 1, 9 and 11. Amendment to be carried out within three weeks from today.

3. Interim Application stands allowed in above terms.

INTERIM APPLICATION NO. 10108 OF 2024

4. Issue notice to respondent nos. 9A and 9B, returnable on 8th

October 2024. In addition to Court notice, applicant to serve the remaining respondents by private notice and file affidavit of service before the next date.

INTERIM APPLICATION NO. 10110 OF 2024

5. This application for bringing on record names of heirs and legal representatives of deceased respondent no. 10.

6. Learned counsel for the applicant submits that the application is within time. Hence, application is allowed in terms of prayer clause (a). Amendment to be carried out within three weeks. After amendment is carried out office is directed to issue notice of the Second Appeal to the added respondents.

(GAURI GODSE, J.)