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

**INTERIM APPLICATION NO.11005 OF 2024
IN
FIRST APPEAL NO.91 OF 1997**

Meghji Ravji Shah
Since deceased through legal heirs
Manilal Meghji Gala and Ors. .. Applicants

Versus

Shri John Franscisco Serrao
Since deceased through legal heirs
Juliet Serrao and Ors. .. Respondents

**Ms.Shreya Modi i/b Mr.Piyush Shah, Advocate for the Applicants.
None for Respondents.**

CORAM: FIRDOSH P. POONIWALLA, J.

DATE: SEPTEMBER 17, 2025

P. C.

1. This Application has been filed for bringing on record the heirs and legal representatives of the Respondent who passed away on 30th December 2023.

2. The proposed Respondent, though served, has not appeared before the Court and an Affidavit of Service is also filed proving service on the said Respondent.

3. I see no reason in not allowing this Application. Hence, the Interim Application is allowed in terms of the prayers (b) and (c) thereof which read as under:

“(b) this Hon'ble Court may be pleased to set aside the abatement of the present First Appeal, due to the demise of the original Respondent;

(c) this Hon'ble Court be pleased to bring on record the proposed Respondent who are the heirs and legal representatives of the Original sole Respondent more particularly mentioned in the "Exhibit D" of the Application and subsequently allow the amendments to be carried out in the First Appeal and the pending ancillary proceedings in the aforesaid matter.”

4. Amendment be carried out within a period of two weeks from today and the amended copy be served on the parties.

[FIRDOSH P. POONIWALLA, J.]