

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 14739 OF 2024
IN
WRIT PETITION NO. 9507 OF 2016

Dattani Estate Thr Its Partner

Through its partners

1 a. Shri. Satish Jamnadas Dattani & others.

...Applicants

In the matter between :

M/s. Dattani Estatte & Ors.

...Petitioners

Versus

State Of Maharashtra Thr Secretary And Ors

...Respondents

Mr. V.A. Gangal i/b Ms. Shweta Parab, for the Applicant.

Adv. A.I. Patel, Addl. GP i/b K.S. Thorat 'B'Panel.

Adv. M.M. Pable, AGP for respondent-state.

**CORAM : G. S. KULKARNI &
ADVAIT M. SETHNA, JJ.**

DATE : 05 MARCH 2025

P.C.:

1. By this Interim Application, the applicants have prayed to bring legal heirs of the deceased Mr. Satish Jamnadas Dattani, who expired on 30 April 2024, during pendency of these proceedings.

2. We have perused the averments made in the interim application, filed by the legal heirs/representatives of the deceased petitioner. We find that the averments as set out in the interim application on delay in filing

such application, more particularly, in paragraphs 2, 3 and 4 thereof, appropriately explain and justify the delay, for us to allow the said application, by condoning such delay in bringing the legal heirs/representatives of the deceased petitioner on record. There is no opposition to this application filed by any of the respondents.

3. In view of the above, in the interest of justice, we allow the interim application in terms of prayer clause (1).

4. The rights and contentions of all parties and more particularly of the Applicant Nos. 1a.1, to 1a.4 stated to be the legal heirs/representatives of the deceased petitioner, are expressly kept open.

5. Let appropriate amendments be carried out within two weeks from the date this order is made available to the parties and the amended copies of the petition be served on all the parties.

6. Interim Application stands disposed of in the above terms. No costs.

[ADVAIT M. SETHNA, J.]

[G. S. KULKARNI, J.]