

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3777 OF 2025

SANTOSH
SUBHASH
KULKARNI

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Date: 2025.04.23
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Hirabai Baban Bhange and ors.

...Petitioners

Versus

Krushnakanaiyadas Sharadchandra
Deshmukh and ors.

...Respondents

Mr. Ashok Tajane, a/w Balaji Shinde, for the Petitioners.

CORAM: N. J. JAMADAR, J.

DATED: 22nd APRIL, 2025

PC:-

1. Heard the learned Counsel for the petitioners.
2. An arguable question, as to whether the trial court could have rejected the application for amendment in the written statement, when defendant No.3 has filed the written statement, upon being impleaded in the suit, raising contentions which cause prejudice to defendant Nos.1 and 2, arises for consideration.
3. Issue notice to the respondents, for final disposal, returnable on 24th June, 2025.
4. In addition to notice through Court, the petitioners are at liberty to serve the respondents by private service and file an affidavit of service.

5. In the meanwhile, there shall be an ad-interim relief in terms of prayer clause (c).

[N. J. JAMADAR, J.]