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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INTERIM APPLICATION NO. 5427 OF 2025

IN

SUIT NO. 624 OF 2016

Vasantbhai P. Desai & Anr.

.. Applicants

IN THE MATTER OF :

Dhirubhai alias Dhirajlal H. Desai & Ors.

.. Plaintiffs

Versus

Lataben Abuwalla & Ors.

.. Defendants

Adv. Dhruvi Mehta, Adv. Janhavi Kapgate i/b Wadia Ghandy & Co., for the Applicants/ Plaintiffs.

Adv. Nisha Shah i/b Adv. Kalpesh Joshi Associates (thr. V.C) for Defendant Nos. 2 and 10.

Adv. Gauri Joshi i/b Adv. Ganesh & Co. (thr. V.c) for Defendant Nos. 5 and 9.

Adv. Jatin Sheth for Defendant Nos. 6 & 7.

Adv. Tarang Jagtiani i/b Adv. Jhangiani Narula & Associates for Defendant No.15.

CORAM: FIRDOSH P. POONIWALLA, J.

DATE: NOVEMBER 28, 2025

P C.

1. This Interim Application has been filed to delete the name of Plaintiff No.1, who passed away on 30th January, 2022. The Plaintiff Nos. 1, 2 and 3 have filed this Suit in their capacity as executors of the Will, and,

therefore, the question of bringing any legal heirs of Plaintiff No.1 on record does not arise.

2. For the reasons stated in the Application, the same is allowed in terms of prayer (a) which reads as under :

“a) That this Hon’ble Court be pleased to allow the present Application enabling the Applicants to amend the Plaint in terms of the Schedule annexed hereto as “Exhibit “B”.”

[FIRDOSH P. POONIWALLA, J.]