



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

125 IA/651/2026

In

CRA/447/2008

PRATAP MAHADEV VINAYAK INDULKAR AND ORS
VS
UNMESH RATUBHAI DESAI SINCE DECEASED AND ORS

Adv. Javed Khan a/w. Adv. Bharati Indulkar for applicant.

CORAM : RAJESH S. PATIL, J.

DATE : 5 FEBRUARY 2026.

P.C. :

1) This interim application is filed to bring on record the legal heirs of the deceased respondent no.1. There is a delay in filing this interim application.

2) Heard learned counsel for the parties and I have gone through the contents of the interim application.

3) The Division Bench of this Court in *Keshao s/o. Kawadu Maral and another Versus State of Maharashtra and others*, reported in *2005 (1) MahLJ 1059*, condoned the delay of six years in filing the Application of bringing the legal heirs on record, relying on the Supreme Court judgment of *Sardar Amarjit Singh Karla (dead) by*

LRS. and others Versus Pramod Gupta (Smt.) (dead) by LRS. and others, reported in 2003 (3) SCC 272.

4) Considering the law as laid down in the case of ***Keshao s/o. Kawadu Maral (supra)*** and the facts of the present case, I am convinced that a case is made out to allow this interim application.

5) Interim Application is allowed in terms of prayer clauses (a), (a1), (a2) and (b) subject to the payment of cost.

6) Amendment to be carried out within a period of two weeks from today.

7) The cost of Rs.25,000/- to be paid to the High Court Employees Medical Welfare Fund at Mumbai. within a period of two weeks from today. The details of the said account are as follows :

Account Name	:	The High Court Employees Medical Welfare Fund at Mumbai
Bank Name and Branch	:	Bank of India, Mumbai (Main) Branch.
Account No.	:	000120110001337
IFSC Code	:	BKID0000001.

(Rajesh S. Patil, J.)