

Amberkar

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO. 8 OF 2017

Manabai Tukaram Vatekar
(since deceased) through L.Rs.
Vijay Tukaram Vatekar & Ors.

.. Appellants

Versus

Chiman Narayan Tara
(since deceased) through L.Rs.
Janakabai Chiman Taras & Ors.

.. Respondents

WITH
CIVIL APPLICATION NO. 20 OF 2017
WITH
INTERIM APPLICATION NO. 691 OF 2021
WITH
INTERIM APPLICATION NO. 3443 OF 2023
WITH
INTERIM APPLICATION (ST) NO. 13927 OF 2025
WITH
INTERIM APPLICATION (ST) NO. 39628 OF 2025
WITH
INTERIM APPLICATION (ST) NO. 41252 OF 2025
WITH
INTERIM APPLICATION (ST) NO. 59 OF 2026
WITH
INTERIM APPLICATION (ST) NO. 1004 OF 2026
WITH
INTERIM APPLICATION NO. 1231 OF 2026
WITH
INTERIM APPLICATION (ST) NO. 4511 OF 2026
WITH
INTERIM APPLICATION (ST) NO. 4515 OF 2026

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- Mr. Ajinkya Udane, Advocates for Applicants
 - Mr. Ajay Joshi for Appellants in SA 97/2017 & 546/2017
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CORAM : MILIND N. JADHAV, J.

DATE : FEBRUARY 17, 2026

P.C.:

1. Heard learned Advocates appearing for the parties.

INTERIM APPLICATION (ST) NO. 39628 OF 2025:-

2. Present Application is filed for bringing on record legal heirs of deceased Respondent No. 8 in Second Appeal.

2.1. Perused the Application. For the reasons stated therein, Interim Application is allowed in terms of prayer clause (a). Delay if any, in filing the Application stands condoned. Abatement, if any, stands set aside. Amendment is permitted to be carried out before the next date. Re-verification stands dispensed with. Copy of the amended Petition shall be served on Respondents.

- 2.2. Interim Application is allowed and disposed.

INTERIM APPLICATION (ST) NO. 41252 OF 2025:-

3. Present Application is filed for bringing on record legal heirs of deceased Respondent No. 13 in Second Appeal.

3.1. Perused the Application. For the reasons stated therein, Interim Application is allowed in terms of prayer clause (a) to (c). Delay if any, in filing the Application stands condoned. Abatement, if any, stands set aside. Amendment is permitted to be carried out before the next

date. Re-verification stands dispensed with. Copy of the amended Petition shall be served on Respondents.

3.2. Interim Application is allowed and disposed.

INTERIM APPLICATION (ST) NO. 59 OF 2026:-

4. Present Application is filed for bringing on record legal heirs of deceased Respondent No. 19 in Second Appeal.

4.1. Perused the Application. For the reasons stated therein, Interim Application is allowed in terms of prayer clause (a) to (c). Delay if any, in filing the Application stands condoned. Abatement, if any, stands set aside. Amendment is permitted to be carried out before the next date. Re-verification stands dispensed with. Copy of the amended Petition shall be served on Respondents.

4.2. Interim Application is allowed and disposed.

INTERIM APPLICATION (ST) NO. 1004 OF 2026:-

5. Present Application is filed for bringing on record legal heirs of deceased Respondent No. 17 in Second Appeal.

5.1. Perused the Application. For the reasons stated therein, Interim Application is allowed in terms of prayer clauses (a) to (c). Delay if any, in filing the Application stands condoned. Abatement, if any, stands set aside. Amendment is permitted to be carried out before the

next date. Re-verification stands dispensed with. Copy of the amended Petition shall be served on Respondents.

5.2. Interim Application is allowed and disposed.

INTERIM APPLICATION NO. 1231 OF 2026:-

6. Present Application is filed for bringing on record legal heirs of deceased Respondent No. 1D in Second Appeal.

6.1. Perused the Application. For the reasons stated therein, Interim Application is allowed in terms of prayer clauses (a) to (c). Delay if any, in filing the Application stands condoned. Abatement, if any, stands set aside. Amendment is permitted to be carried out before the next date. Re-verification stands dispensed with. Copy of the amended Petition shall be served on Respondents.

6.2. Interim Application is allowed and disposed.

INTERIM APPLICATION (ST) NO. 4511 OF 2026:-

7. Present Application is filed for bringing on record legal heirs of deceased Respondent No. 1C(c) in Second Appeal.

7.1. Perused the Application. For the reasons stated therein, Interim Application is allowed in terms of prayer clauses (a) to (c). Delay if any, in filing the Application stands condoned. Abatement, if any, stands set aside. Amendment is permitted to be carried out before the

next date. Re-verification stands dispensed with. Copy of the amended Petition shall be served on Respondents.

7.2. Interim Application is allowed and disposed.

INTERIM APPLICATION (ST) NO. 4515 OF 2026:-

8. Present Application is filed for bringing on record legal heirs of deceased Respondent No. 1B in Second Appeal.

8.1. Perused the Application. For the reasons stated therein, Interim Application is allowed in terms of prayer clauses (a) to (c). Delay if any, in filing the Application stands condoned. Abatement, if any, stands set aside. Amendment is permitted to be carried out before the next date. Re-verification stands dispensed with. Copy of the amended Petition shall be served on Respondents.

8.2. Interim Application is allowed and disposed.

9. List the Second Appeal along with pending Interim Applications on **10th March, 2026.**

Amberkar

[MILIND N. JADHAV, J.]

Digitally signed
by RAVINDRA
MOHAN
AMBERKAR
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