

Amberkar

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION**

INTERIM APPLICATION NO. 5086 OF 2025

IN

CAVEAT (L) NO. 31541 OF 2024

IN

PETITION NO. 1144 OF 2024

Sunita Bhimrao Yadav & Ors.

Applicants
.. (Org. Caveators)

IN THE MATTER BETWEEN

Bhimrao Shamrao Yadav

.. Deceased

Bherusingh Hiransingh Parmar

.. Petitioner

.....

- Mr. Sanjay P. Shinde a/w Mr. Prathamesh Bhanuwanshe, Advocates for Applicants / Caveatrices
- Mr. Duj Jain a/w Ms. Neha Raut i/by M/s. Kiran Jain & Co., Advocates for Petitioner

.....

CORAM : MILIND N. JADHAV, J.

DATE : FEBRUARY 6, 2026

P. C.:

1. Heard Mr. Shinde, learned Advocate for Applicants / Org. Caveatrices and Mr. Jain, learned Advocate for Petitioner.
2. Present Interim Application seeks condonation of delay of 110 days in filing the Caveat and registration of Caveat.
3. Perused the Application. For the reasons stated therein, Interim Application is allowed in terms of prayer clause (a). Needless to state that condonation of delay will not amount to this Court considering

the entitlement of Applicants and the Petition will be heard on its own merits.

4. Mr. Jain informs the Court that issuance of grant is sought on the basis of the Will of deceased bequeathing the entire legacy to the beneficiary who is the second wife of deceased. He would submit that since long Caveatrices (first wife and her daughter) were separated and were living separately. He would submit that he will file appropriate Application seeking dismissal of Caveat within a period of three weeks from today. Copy of the same shall be served on Caveatrices. Reply is to be filed within a period of one week thereafter. Rejoinder, if any, shall be filed within one week thereafter.

5. Interim Application is allowed and disposed in the above terms.

6. Place the Petition on board on **13th March, 2026**.

[MILIND N. JADHAV, J.]

Amberkar

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