



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

**INTERIM APPLICATION NO. 6134 OF 2025
IN
TESTAMENTARY SUIT NO. 124 OF 2023**

Balram Jaiprakash Dubey and Others ...Applicants

In the matter between :

Suresh Jawaharlal Tiwari ...Petitioners

Versus

Sushila Jaiprakash Dubey ...Original Defendant (since
deceased)

AND

Balram Jaiprakash Dubey and Others ...Proposed Defendants

Ms. Veena Nair i/b Bali Associates for Petitioner/Respondent in IA NO. 6134 of 2025.
Mr. Vishal Pattabirman, Mr. Sidharth Shah i/b Mr. Siddharth Shah for Applicants in IA NO. 6134 of 2025.

CORAM : SHARMILA U. DESHMUKH, J.

DATE : JANUARY 28, 2026

P. C. :

1. At the outset, learned counsel appearing for Applicant seeks leave to amend the schedule of amendments to replace the words Caveatrix/Defendant with the words 'said deceased'. Amendment allowed. Amendment to be carried out forthwith. Re-verification is

dispensed with.

2. Interim Application has been preferred by the legal heirs of the deceased-Caveator for bringing themselves on record as the original Defendant/Caveator has expired and for condonation of delay of 340 caused days in preferring the present Application.
3. Learned counsel appearing for the Respondent-original Plaintiff has no objection to the present Application.
4. For the reasons stated in the application, delay of 340 days stand condoned.
5. Interim Application is allowed.
6. Amendment to be carried out within period of two weeks from today.

[SHARMILA U. DESHMUKH, J.]