

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO.12727 OF 2023**

**IN**

**CIVIL REVISION APPLICATION NO.424 OF 2016**

**ALBERT JOHN BERLIE (deceased) )  
SAMUEL CHARLES BERLIE AND ANOTHER )...APPLICANTS**

**V/s.**

**KRISHNARAJ P. KALAPI AND OTHERS )...RESPONDENTS**

Mr.Sanskar Marathe, Advocate for the Applicants.

Mr.R.PKarhadkar i/b. Mr.Bharat Joshi, Advocate for the Respondents.

**CORAM : ABHAY AHUJA, J.**

**DATE : 26<sup>th</sup> JUNE 2023**

**PC. :**

1. Not on board. Mentioned.
2. This is an application seeking to implead Applicants No.1 and 2 as Applicants No.1A and 1B in the Civil Revision Application and for setting aside abetment of the Revision Application.
3. Mr.Marathe, learned Counsel for the Applicants, submits that, Applicants No.1A and 1B are wife and son of the original Applicant,

who passed away on 1<sup>st</sup> February 2023. Mr.Marathe points out that there is also one daughter, who is abroad. She met with an accident and has some mobility issues and therefore unable to sign. Since she is unable to sign the application, he would bring her as heir on record by making a separate application duly signed by her. Mr.Karhadkar, learned Counsel for the Respondents, has no objection if the two legal heirs of the deceased Applicant are brought on record.

4. Having heard the learned Counsel and having perused the application, the application is allowed in terms of Prayer Clauses (b) and (c).
5. Let amendment be carried out within a period of two weeks. Let the amended copy be served on the other side.

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6. Not on board. Mentioned.
7. List on **24<sup>th</sup> July 2023**.
8. Ad-interim order, granted earlier, to continue till the next date.

**(ABHAY AHUJA, J.)**