



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO. 10455 OF 2025  
IN  
SECOND APPEAL NO. 1438 OF 2004**

**WITH**

**INTERIM APPLICATION NO. 10460 OF 2025  
IN  
SECOND APPEAL NO. 1439 OF 2004**

Shantabai Sambha Horgar  
@ Shantabai Laxman Deshmukh                      ....Applicant

**VS.**

Malanbai Laxman Deshmukh                      .....Respondent

Mr. H. V. Kode for Applicant.

**CORAM : GAURI GODSE, J.**

**DATE : 8<sup>th</sup> JANUARY 2026**

**ORDER :**

1. These applications are filed by the applicant under Order XXII Rule 4 (A) of Code of Civil Procedure, 1908 ("CPC") seeking appointment of any administrator or any other officer to represent the sole deceased respondent.
2. Learned counsel for applicant submits that he has e-filed an additional affidavit dated 23<sup>rd</sup> September 2025 stating that the deceased respondent has no heirs or any

legal representative. The original affidavit tendered today is taken on record. The death certificate annexed to the application shows the place of death as Kharwadi, Tal. Daund, Dist. Pune. As per the address in the record the sole respondent is known to have last resided in Colaba, Mumbai and her place of death is Kharwadi Tal. Daund, District. Pune. Hence, the notice of this application needs to be published in local newspaper having wide circulation in Colaba, Mumbai and Tal. Daund, Dist. Pune.

3. The applicant shall therefore, publish notice of this application in two local newspapers, one in English language and one in Marathi language, each

4. having wide circulation in Colaba, Mumbai and Tal. Daund, Dist. Pune.

5. After the newspaper publication, the compliance be placed on record along with the supporting affidavit stating that the notice is published in the local newspapers having wide circulation in the aforesaid places.

6. Notice is made returnable after 20<sup>th</sup> February 2026.

**[GAURI GODSE, J.]**