

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1047 OF 1998

Smt. Fatimabibi Giyasuddin Daphedar and others ... Petitioners

Versus

Mohamad Aslam Rukmuddin Parkar and others ... Respondents

WITH

INTERIM APPLICATION NO. 11127 OF 2024

IN

WRIT PETITION NO. 1047 OF 1998

.....  
Mr. Sham Thakur instructed by Mr. J.M. Joshi, Advocate for the  
Petitioners.

Mr. Sanath Warkar instructed by Lawfort Advocates, Advocate for  
Respondents No.1 and 3.

.....  
CORAM : ABHAY AHUJA, J.

DATE : 28 JANUARY 2026

**PC.** :

**Interim Application No.11127 of 2024 :**

1. This Interim Application seeks to bring on record the legal  
heirs of the deceased original Petitioner No.3 after condoning the delay  
of 2104 days.

2. Mr. Warkar, learned Counsel, appears for the Respondents and  
submits that he is appearing on limited instructions and that some time  
be granted to take instructions whether or not this Application is to be  
opposed, submitting however that settlement talks are going on.

3. Be that as it may, list on **4<sup>th</sup> March 2026**.
4. Let instructions be taken by the next date.
5. Let reply, if any, be filed and served within a period of two weeks with a copy to the other side. Rejoinder, if any, be filed within a period of two weeks thereafter, with copy to the other side.

**(ABHAY AHUJA, J.)**