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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 12077 OF 2017
WITH
INTERIM APPLICATION(ST) NO. 32432 OF 2025
WITH
INTERIM APPLICATION(ST) NO. 31061 OF 2025
WITH
INTERIM APPLICATION(ST) NO. 32432 OF 2025**

Suresh Malhari Wagh and Ors ... Petitioners/Applicants

vs.

Purushottam Ramchandra Palwankar and Ors ... Respondents

Mr. Ashutosh Gavnekar, Mr. Rohit Parab i/b. Mr. C.G. Gavnekar,
for Petitioner

Mr. Rajesh Parab for Respondent No.1.

CORAM : GAURI GODSE, J.

DATED : 12th NOVEMBER 2025

ORDER:

INTERIM APPLICATION(ST) NO. 32432 OF 2025

1. This application is filed by the petitioners to recall the conditional order dated 13th August 2025, granting conditional time to take steps against deceased respondent no.3. Learned counsel

for the applicant submits that the Interim Application(St) No. 31061 of 2025 is filed with a delay of 4 days from the conditional time granted by the court. He submits that the reasons for the delay are explained in the application.

2. I have perused the application. In view of the reasons stated in the application, the conditional time granted vide order dated 13th August 2025, is extended till the date of filing of the application. The application is allowed in terms of prayer clause (a) and (b).

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3. Issue notice to the heirs and legal representatives of deceased respondent no.3 mentioned at page nos. 5 and 6 of the tile of the application. Notice is made returnable on 14th January 2026.

4. In addition to the court notice, learned advocate for the applicants to serve the heirs and legal representatives of deceased respondent no.3, by private notice and file affidavit of service, before the next date.

5. Learned advocate for the petitioners shall ensure that the copies are supplied and court notice is issued by taking humdast.

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6. Learned counsel for respondent no.1, submits that respondent no.1 has expired on 29th August 2025.

7. Learned counsel for the petitioners seeks time to take steps.

(GAURI GODSE, J.)