

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

**MISCELLANEOUS PETITION NO. 144 OF 2021  
IN  
TESTAMENTARY PETITION NO. 1133 OF 2007**

Krishnanath Alias Krishnakant  
Shivling Sakhare ... Petitioner

Versus

Ramesh Shivling Sakhare ... Respondent  
(Original Petitioner)

Mr. Atul Damle, Senior Advocate a/w Mr. Ram Upadhyay for the  
Petitioner.

Mr. J.R. Gautam h/f Mr. S.S. Lanke for the Respondent.

**WITH  
TESTAMENTARY PETITION NO. 734 OF 2021**

**WITH  
TESTAMENTARY SUIT NO. 53 OF 2011  
IN  
TESTAMENTARY PETITION NO. 705 OF 2007**

**WITH  
T.P.A.C. (L) NO. 10371 OF 2021  
IN  
TESTAMENTARY SUIT NO. 53 OF 2011**

**WITH  
TESTAMENTARY SUIT NO. 54 OF 2011  
IN  
TESTAMENTARY PETITION NO. 825 OF 2008**

**WITH  
TESTAMENTARY SUIT NO. 52 OF 2012  
IN  
TESTAMENTARY PETITION NO. 336 OF 2005**

**CORAM : R.I. CHAGLA, J.**

**DATED : 2<sup>nd</sup> DECEMBER, 2021.**

**ORDER :**

1           The learned Counsel appearing for the Respondent seeks extension of time to file affidavit-in-reply to the Miscellaneous Petition which was to be filed within a period of four weeks from the order dated 27.10.2021 and to be served on the Petitioner. The learned Counsel for the Respondent has handed over an un-affirmed copy of the affidavit-in-reply to the learned Senior Counsel for the Petitioner. The learned Counsel for the Respondent undertakes to tender an affirmed copy of the affidavit-in-reply to the learned Senior Counsel for the Petitioner in the course of the day. The Respondent shall file the affirmed affidavit-in-reply to the Miscellaneous Petition in the Registry in the course of the day.

3           The Petitioner is at liberty to file affidavit-in-rejoinder if any, to the affidavit-in-reply within a period of one week from today i.e. on or before 09.12.2021.

4           The Miscellaneous Petition No.144 of 2021 shall be placed on 10.12.2021.

**(R.I. CHAGLA, J.)**