

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO.3839 OF 2015
IN
SECOND APPEAL NO.255 OF 2004

SITARAM KATHU BORSE (DHOB) LRS'
GOPAL AND OTHERS

APPLICANTS

VERSUS

BABULAL HARCHAND BELDAR, DIED,
LR'S JAITUNBAI AND OTHERS

RESPONDENTS

Mr.A.R.Syed h/f Mr.S.P.Brahme, Advocate for the applicants.
Mr.S.S.Bora, Advocate for respondent Nos. 1A to 1F.

(CORAM : RAVINDRA V. GHUGE, J.)

DATE : 27/03/2015

PER COURT :

1. By this application, the applicants pray for an early hearing of Second Appeal No.255/2004. It is contended that the applicants are the legal heirs of the original defendant. All of them are above 60 years of age. The applicants would be satisfied if the second appeal is listed on the weekly final hearing board at any time. As such, the applicants do not press prayer clauses B, C and D in the application.

2. Mr.Bora, learned Advocate has no objection.

3. In the light of the above, this civil application is partly allowed

only to the extent of the request in prayer clause “E”. Second Appeal No.255/2004 be listed for final hearing in the weekly board commencing from 14/09/2015.

(RAVINDRA V. GHUGE, J.)