

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO.6444 OF 2015
IN
CIVIL REVISION APPLICATION NO.56 OF 2015

Rajendra s/o. Sambhaji Bagul
and anr. ..Applicants

Versus

Sharad Sambhaji Bagul
and ors. ..Respondents

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Mr.R.N.Dhorde, Senior counsel i/b. Mr.V.R.Dhorde,
advocate for applicants

Mr.K.N.Shermale, advocate for respondent nos.37 to
58

Mr.P.M.Shah, Senior counsel i/b. Mr.S.B.Ghatol –
Patil, advocate for respondent nos. 59 and 60

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CORAM : M.T. JOSHI, J.

DATE : JUNE 11, 2015

PER COURT :

Heard Mr.Dhorde, learned Senior counsel
appearing for the applicants and Mr.Shah, learned
Senior counsel appearing for respondent nos.59 and
60. Mr.Shermale, learned counsel submits that he
has instructions to appear on behalf of respondent
nos.37 to 58.

2] Perused the order passed by trial Court dated 12th May, 2015. It appears that the trial Court was misled on the issue of law that the stay to the hearing in the suit means even stay to the hearing of application for interim relief.

3] In that view of the matter, present Civil Application No.6444 of 2015 is allowed and disposed of. The trial Court is directed to hear the application at Exhibit "5". Humdast allowed.

4] All the sides submit that Civil Revision Application may be heard finally at the stage of admission itself. List the Civil Revision Application for final hearing on 1st July, 2015.

[M.T. JOSHI, J.]

kbp