

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.614 OF 2012

(Sonabai Sadashiv Lambe since deceased thr. heirs Shashikant Sadashiv Lambe and others Vs. Balasaheb Vishwanath Lambe and others)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders.

Court's or Judge's orders.

Shri Amit M. Shete, Advocate for Appellant.

CORAM: R.K. DESHPANDE, J.

DATE: 27th JULY, 2015.

Both the Courts below have recorded the concurrent finding of fact that the suit is barred by the principle of *res judicata*, which is a mixed question of law and fact. There is no substantial question of law which arises for consideration. The second appeal is dismissed.

In view of dismissal of the Second Appeal, Civil Application No.1933 of 2012 does not survive and it accordingly stands disposed of.

JUDGE