

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**SECOND APPEAL NO.461 OF 2011
WITH
CIVIL APPLICATION NO.1112 OF 2011**

Smt. Sitabai Laxman Jambhale .. Appellant.
V/s
Shri Mohanrao Genu Jambhale and ors. .. Respondents.

Mr. P.M. Arjunwadkar, for the Appellant.
Mr. R.D. Suryawanshi, for the Respondent Nos.2, 4 and 5.

**CORAM : RAVI K. DESHPANDE, J.
DATED : 21st JULY, 2015**

P.C.

1. The Trial Court dismissed the Regular Civil Suit No.2 of 2005 claiming the title over the suit property and for mandatory injunction to demolish a wall constructed. The Trial Court has held that the gift deed has not been proved on the basis of which, the ownership is claimed. The Lower Appellate Court concurred with this finding .

2. No substantial question of law arises out of

findings recorded by the Lower Courts below, as the gift deed has not been proved. The Second Appeal is dismissed.

(RAVI K. DESHPANDE, J.)