

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Writ Petition No.899 of 2015
(Sitaram Anjanellu Gujara v. Sau. Kiran Sitaram Gujara and another)

Office Notes, Memoranda of Coram,
appearances, Court's orders or directions Court's or Judge's orders
and Registrar's order

Shri U.J. Deshpande, Advocate for Petitioner.

Coram : R.K. Deshpande, J.

Dated : 23rd March, 2015

The application rejected by the Trial Court was filed under Order VII, Rule 11 of the Civil Procedure Code. I have gone through the contents of the application. The material facts required to be pleaded to make out a case under Order VI, Rule 16 of the Code have not been pleaded. The application cannot be considered to be one under Order VI, Rule 16 of the Code. No interference is called for in the impugned order.

The petition is dismissed with liberty to the petitioner to file a separate application under Rule VI, Rule 16 of the Civil Procedure Code to be decided in accordance with law.

Judge.

Lanjewar