

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVILAPPLICATION NO. 12343 OF 2016
IN
SECOND APPEAL STAMP NO. 27101 OF 2016**

Hatimal Sukhlal Jain and others

...APPLICANTS

versus

Madanlal Lalachand Jain and others

...RESPONDENTS

.....
Mr. S.R. Choudhikar, Advocate holding for
Mr. Ameya N. Sabnis, Advocate for applicants
Mr. Ruchir S. Wani, Advocate for respondent No. 1 - Caveator
.....

CORAM : SUNIL P. DESHMUKH, J.

DATED : 7th SEPTEMBER, 2016.

Order :-

1. Issue notice to respondents. Mr. Wani, learned counsel appearing for respondent No.1 - Caveator waives service of notice.
2. Heard parties by consent.
3. Civil application, for the reasons contained therein, is allowed in terms of prayer clause "B" and stands disposed of. Delay of 31 days caused in filing second appeal stands condoned.

Sd/-

(SUNIL P. DESHMUKH, J.)

MTK

ca-12343.16