

IN THE HIGH COURT OF JUDICATURE AT BOMBAY***CIVIL APPELLATE JURISDICTION*****CIVIL APPLICATION NO. 416 OF 2012****IN****SECOND APPEAL NO. 254 OF 2012****Dattu T.Parit,****Since deceased through his heirs & Ors.****..... Applicants****VERSUS****Devidas Maruti Kshirsagar & Anr.****..... Respondents**

Mr.Surel Shah for the Applicants.

Mr.S.R.Nargolkar for Respondent No.2.

CORAM : R.D. DHANUKA, J.**DATED : 3rd MARCH, 2016****P.C.**

Leave to amend is granted to carry out amendments to the civil application. Amendments to be carried out forthwith. Re-verification is dispensed with.

2. Rule, returnable forthwith. Heard learned counsel appearing for parties. By a separate order passed by this court in second appeal this court has admitted the second appeal on substantial questions of law formulated therein.

3. The respondents are directed not to create any third party rights in respect of the suit property during the pendency of the second appeal. Civil application is disposed of in the aforesaid terms. No order as to costs.

[R.D. DHANUKA, J.]