

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

**CIVIL APPLICATION NO.1374 OF 2015
IN
SECOND APPEAL NO.636 OF 2015
ALONG WITH
SECOND APPEAL NO.636 OF 2015**

Khaliur Raheman Hafiz Azizur Raheman & Ors. .. Applicants

Vs.

Tukaram Sajan Sayanekar & Ors. .. Respondents

Mr.Virendra Pethe for Applicants/Appellants.

Mr.Pooja R. Singh i/by Mr.N.R. Bubna for Respondent no.1.

CORAM : R.D. DHANUKA, J.

DATE : 5th October 2016

P.C.

. The matter is placed on board for speaking to the minutes of the order dated 26th August 2016 in Civil Application No.1374 of 2015.

2. It is made clear that the said Civil Application No.1374 of 2015 is not disposed of and is still pending. The order dated 26th August 2016 in Civil Application No.1374 of 2015 stands corrected by this order.

3. By consent of the parties, Civil Application No.1374 of 2015 is heard forthwith. By separate order passed by this Court, the second appeal has already been admitted on the substantial questions of law formulated by this Court.

4. For the reasons recorded in the civil application, civil application is made absolute in terms of prayer clause (a). No order as to costs.

5. The respondent no.1 being 90 years old, place the second appeal on board for 'hearing and final disposal' in the week commencing from 21st November 2016.

R.D. DHANUKA, J.