

and not a CRA under Section 115 of the CPC.

3. *The learned counsel for the applicants seeks some time to satisfy this Court that CRA is indeed a proper remedy in the facts and circumstances of the present case. In order to enable him to do so, stand over to 16 June 2016.”*

When the applications were called out, learned advocate for the applicants state that in view of the decision of learned Single Judge in **Shankar Bhure Vs. Seetadevi**¹, the second appeal would be maintainable and no contra position is shown by the learned advocate for the respondents.

2 In view of this position, leave sought by the learned advocate for the applicants to withdraw the Revision Applications to file Second Appeal will have to be granted. Accordingly, the Civil Revision Applications stand withdrawn with liberty as prayed. Considering, the manner in which the matter has proceeded, if the appeal is filed within a period of eight weeks from today, the condonation of delay in filing the appeal will favourably considered.

(N. M. JAMDAR J.)

¹ 2006(2) Mh.L.J. 511