

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

**CIVIL APPLICATION NO.1503 OF 2012
IN
SECOND APPEAL NO.793 OF 2012**

Nagnath Dnyanu Dalavi .. Applicant
Vs.
Dattu Bhau Dalavi & Ors. .. Respondents

Mr.Tejesh Dande i/by Ms.Shama Mulla for Applicant.
Mr.Mahindra Deshmukh i/by Mr.Vikas Mali for the Respondent no.1.

CORAM : R.D. DHANUKA, J.
DATE : 22nd August 2016

P.C.

. Rule. Learned counsel appearing for the respondent no.1 waives service. Other respondents are absent though served.

2. By a separate order passed by this Court today in Second Appeal No.793 of 2012, second appeal has already been admitted on the substantial questions of law formulated by this Court.

3. Heard learned counsel appearing for the applicant and the respondent no.1.

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.

R.D. DHANUKA, J.