

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 2751 OF 2016
IN
WRIT PETITION NO. 8145 OF 2011

1. Smt. Rangubai Anandrao Murkute
and Ors.

.....Petitioners

V/s.

1. Shri. Bhika Ganpat Murkute
Since deceased through heirs and
Legal Representatives,
1A. Shri. Ashok Bhika Murkute & Ors.

.....Respondents

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Mr. Rameshwar N. Gite, Advocate for the applicant.

Mr. Sachin S. Padaye i/by. Mr. Girish R. Agrawal, Advocate for
respondents no.1A to 1F.

CORAM :- SMT. R.P. SONDURBALDOTA, J.

DATED :- 24TH OCTOBER, 2016.

P.C. :-

1). This Civil Application is for recall of the order dated 4th July, 2014 passed in Civil Application No. 2053 of 2013 and for restoration of Writ Petition No. 8145 of 2011. The Civil Application as filed is not maintainable because the order sought to be recalled dated 4th July, 2014 was passed on the Civil Application for identical

reliefs. It passed on consideration of merits of the applicants claim. Hence, the only course open to the applicant was to approach the higher Court and not file another application for the same relief. The Civil Application is therefore dismissed.

(SMT. R.P. SONDURBALDOTA, J)