

VPH

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL No. 478 OF 2015
IN
ELECTION PETITION No. 3 OF 2014
WITH
NOTICE OF MOTION No. 155 OF 2016

Ms. Anindita & Anr. ... Appellants
Vs.
Mr. Gopal Shetty ... Respondent

The Appellant – Ms. Anindita Dey, in person.

Ms. Anjali Helekar a/w Amarendra Mishra, for the Respondent.

CORAM : V. M. KANADE, &
REVATI MOHITE-DERE, JJ.

DATE : JANUARY 25, 2016

PC.

1. The grievance of the Appellants is that though a direction was given by the learned Single Judge by an order dated 29th July, 2015 directing the Assistant Prothonotary to file affidavit, stating therein why certified copies were not given to the Petitioner, certified copies, in fact, are not provided to them and no reply is given.

2. In our view, letters patent appeal is not maintainable against this order, since firstly, no adverse order is passed against the

Appellants; and secondly, said order is not a judgment. Appeal, therefore, is dismissed.

3. In view of dismissal of appeal, Notice of Motion No. 155 of 2016 taken out therein does not survive and is accordingly disposed of.

Sd/-

[REVATI MOHITE-DERE, J.]

Sd/-

[V. M. KANADE, J.]

Vinayak Halemath