

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO.324/2016

Ravindra s/o Nanaji Kanake
..Versus..
Lalitkumar S/o Ratanlal Nimodiya

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

CORAM : Z.A. HAQ, J.

DATE : 19.1.2016

Heard Shri A.M. Kadukar, advocate for the petitioner.

The petitioner - original defendant has challenged the order passed by the trial Court rejecting the application filed by the petitioner seeking permission to file the counter claim. The learned advocate for the petitioner states that the petitioner had not filed counter claim along with the application. In these circumstances, it is not understood as to why the application is entertained and decided by the learned trial Judge without considering the contents of the counter claim. The petition is dismissed. The application (Exh. No.43) filed by the petitioner is rejected as not maintainable.

The petitioner is at liberty to file proper application, if so advised.

JUDGE

Tambaskar.