

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 10808 OF 2016

Shri Digambar S/o Pitambar Choudhari

..PETITIONER

Versus

Shri Vishwas S/o Pitambar Choudhari

..RESPONDENT

Mr. G. D. Jain, Advocate for the Petitioner;
Mr. P. B .Patil, Advocate for Respondent

CORAM : NITIN W. SAMBRE, J.

DATE : 21st November, 2017

ORAL ORDER:

As first appeal arising out of judgment and decree rendered in Special Civil Suit No.14 of 2008 is to be decided on its own merits as directed by this Court, vide order dated 21st November, 2017, passed in Second Appeal (St.) No.2226 of 2017, the issue raised in the present petition can be canvassed in the said first appeal.

With above observations and liberty, present writ petition stands disposed of.

(NITIN W. SAMBRE, J.)

amj