

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

CIVIL APPLICATION NO.13255 OF 2017
IN
FIRST APPEAL NO.1355 OF 2016
WITH
FIRST APPEAL NO.1355 OF 2016
AND
FIRST APPEAL NO.1335 OF 2016.

BHARATI RAMKRUSHNA MISAL
VERSUS
SITARAM DAMU MATE AND ANR

...
Advocate for the Applicant : Mr.Kulkarni Sudhir D..
Advocate for Respondent 1 : Shri Sachin S. Deshmukh.
Advocate for Respondent 2 : Shri Y.S.Chaudhari.
Advocate for the Appellant in FA No.1335/2016 : Shri V.D.Sapkal.

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**CORAM: RAVINDRA V. GHUGE
AND
SUNIL K. KOTWAL, JJ.**

DATE :- 31st October, 2017

Per Court :

(a) Civil Application No.13255/2017:-

1 Heard.

2 The learned Advocates for the Non Applicants submit that the amendment sought by way of this Civil Application could be permitted provided the First Appeal is taken up for final hearing at an admission stage considering the orders dated 06.09.2017 and 25.09.2017.

3 In view of the above, this Civil Application is allowed. The

proposed ground numbers XXXI to XXXVII shall be incorporated in First Appeal No.1355/2016 by the Appellant on or before 10.11.2017.

(b) First Appeal Nos.1355/2016 and 1335/2016:-

4 By consent of the parties, First Appeal Nos.1355/2016 and 1335/2016 shall be listed on 16.11.2017 with the understanding that the same are likely to be heard finally at the admission stage.

kps

(SUNIL K. KOTWAL, J.)

(RAVINDRA V. GHUGE, J.)