

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 3836 OF 2017

Prakash Dinkar Tapkire And Ors.

...Petitioners

Versus

Mrs. Suman Vinayak Chandorkar And Ors.

...Respondents

Mr.Surel S. Shah for the Petitioners.

None present for the Respondents.

CORAM : M. S. SONAK, J.

DATE : 23rd AUGUST 2017

P.C.

1. Not on board. Upon production, taken on board.
2. Heard Mr.Surel S. Shah for the petitioner.
3. Upon due consideration of these submissions and perusal of the impugned order, there is no reason to interfere with the impugned order with the exercise of jurisdiction of the Article 226 of the Constitution of India. The parties cannot seek the appointment of the Commissioner merely for gathering evidence on their behalf.
4. Besides, similar application has been taken out by the petitioner has already been rejected earlier.
5. Accordingly, this petition is disposed of. There shall be no order as to costs.

(M. S. SONAK, J.)