

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
SECOND APPEAL NO. 862 OF 2016
ALONG WITH
CIVIL APPLICATION NO. 1519 OF 2016

Mrs. Kausalya Gajanan Kirve ...Appellant /Applicant

Versus

Mr. Suhas Manohar Gaikwad and Ors. ...Respondents

Mr. Abhijit Kulkarni for the Appellant / Applicant.

Mr. P.B. Gujar for Respondent No. 1.

Mr. R.A. Naik i/b.Mr. Umesh Mankapure for Respondent No. 2

CORAM : S.J. KATHAWALLA, J.
DATED : 25TH SEPTEMBER, 2017

P.C.:

Heard the learned Advocates appearing for the Appellant / Applicant and Respondent No. 1 and the following order is passed :

- i. The order dated 31th August, 2016 passed by the District Judge-8, Pune as well as the order dated 30th November, 2013 passed by the Judge of the Small Causes Court, Pune are set aside.
- ii. The learned Advocate appearing for the Appellant / Applicant on instructions undertakes that the Appellant / Applicant shall pay an amount of Rs.50,000/- by way of demand draft to Respondent No. 1 within a period of one week from today. The undertaking is accepted.

- iii. Parties to appear before the Trial Court on 3rd October, 2017 at 11.00 a.m. and obtain necessary directions in the matter.
- iv. The Trial Court to complete the trial within a period of sixteen weeks from the date when the parties appear before him.
- v. The Trial Court shall allow the Appellant / Applicant to file her Written Statement on or before 17th October, 2017.
- vi. The above Second Appeal as well as Civil Application are disposed off.

(S.J.KATHAWALLA,J.)