

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

SECOND APPEAL NO. 187 OF 2016

Gangaram S. Taru, since deceased through his legal heirs, Dinkar Gangaram Taru and another	...	Appellants
Versus		
Dadu Ganga Salunke	...	Respondent

Mr.D.B. Savant for the Appellants/Applicants.
Mr.Ravi Shinde for the Respondent.

CORAM: S.J. KATHAWALLA, J.

DATE: 3rd JULY, 2017

PC.:

By consent of the parties, the following order is passed :

- 1] Suit No.382/99 shall be heard by the Trial Court on merits keeping all the contentions open.
- 2] Both the parties through their Advocates state that it is not their case that suit is barred by the law of limitation. The statement is accepted.
- 3] The learned Trial Court shall serve the parties and dispose off the suit within a period of six months from the date of this order. If necessary, the suit shall be heard on day-to-day basis.
- 4] The Court shall not grant adjournments to either party unless absolutely necessary.

5] In view of this order, the above Second Appeal is disposed off as dismissed.

6] The Award is set aside.

(S.J.KATHAWALLA, J.)