

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION**

**NOTICE OF MOTION NO.240 OF 2017
IN
TESTAMENTARY SUIT NO.26 OF 2012
IN
TESTAMENTARY PETITION NO.1002 OF 2011
WITH
TESTAMENTARY SUIT NO.26 OF 2012
IN
TESTAMENTARY PETITION NO.1002 OF 2011**

Avinash Vinayak Kulkarni ...Plaintiff
vs
Rekha Chandrashekhar Joshi & Anr.Caveatrixes

....
Mr. B. G. Saraf, for the Plaintiff.

Mr. Nachiket D. Jaywant, for Defendants/Applicants in NMT/240/2017.

....
CORAM : S.C. GUPTE, J.

DATED: 2 NOVEMBER, 2017

P.C. :

. The order passed by the Court Commissioner for recording of evidence on 21 June 2017 is quashed and set aside. Mr. Sunil Rathod, Advocate, is appointed as a Court Commissioner in place and stead of the existing Court Commissioner and the Commissioner is directed to record further cross-examination of PW2. The Commissioner shall complete recording of cross-examination and submit his report within a period of four weeks from today. The Testamentary Suit to appear for directions on 4 December 2017. The Notice of Motion is disposed of accordingly.

(S.C. GUPTE, J.)