

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
NAGPUR BENCH, NAGPUR

Second Appeal No.58 of 2015  
(Ramkrushna s/o Bapurao Gore and another v. Suresh Nanaji Gore and  
another)

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| Office Notes, Memoranda of Coram,<br>appearances, Court's orders or directions<br>and Registrar's order | Court's or Judge's orders |
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**Coram : R.K. Deshpande, J.**  
**Date : 11<sup>th</sup> January, 2017**

This matter was called out for admission on 4<sup>th</sup>, 5<sup>th</sup>, 6<sup>th</sup>, 9<sup>th</sup> and 10<sup>th</sup> January, 2017. On every occasion, it was passed over. None appeared for the appellants. Today also when the matter is called out, none appears for the appellants.

The suit was for specific performance of contract dated 26-5-1992. It was dismissed by the Trial Court, and the appeal is also dismissed. The plaintiffs are before this Court in this second appeal against the concurrent findings of fact.

The agreement to sell was executed by the defendant No.1, who is found to be not the owner of the suit property. It is the defendant No.2, who is found to be the owner of the suit property, and the agreement was not executed by the defendant No.2.

No substantial question of law arises. The second appeal is dismissed.

Judge.

Lanjewar