

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

**WRIT PETITION NO. 6912 OF 2018**

Dattu Vithoba Rupnawar

...Petitioner

Versus

Tanaji Vithoba Rupnawar & Ors.

...Respondents

.....

Mr.V.S.Talkute for the Petitioner.

Mr.M.A. Utagikar for Respondent Nos. 1 to 4.

.....

**CORAM: MRS.MRIDULA BHATKAR, J.**

**DATED: AUGUST 01, 2018**

**P.C. :**

1. Upon urgent mentioning, taken on Production Board.
2. This matter is moved by the learned Counsel for the petitioner for speaking to minutes of the order dated 27<sup>th</sup> July, 2018.
3. Heard. The following corrections are made in the order dated 27<sup>th</sup> July, 2018.

(i) In para 7, line 4 from bottom, the words ***“to give an undertaking before the trial Court that the said house will be demolished, if the suit is decreed”*** are to be substituted with ***“to give an undertaking before the trial Court that the said house will be demolished if it is found to be constructed on the suit property, if the suit is decreed”***.

(ii) After last line of paragraph no. 7, the following line is to be added :

***“The petitioner shall not claim any equity”.***

(iii) The following paragraph is to be added after paragraph no.7.

***“7a. The petitioner is allowed to construct WC and bath room”.***

4. The original order dated 27<sup>th</sup> July, 2018 stand modified/ corrected accordingly.

**(MRIDULA BHATKAR, J.)**