

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

REVIEW PETITION NO. 62 OF 2018
IN
WRIT PETITION NO. 9152 OF 2017

Bai Mamubai Trust & Ors.	..Petitioners
	(Resp. Nos. 1 to 3 in WP)
vs.	
Suchitra w/o. Sadhu	..Respondent
Koraga Shetty	(Petitioner in WP)

Mr. A. V. Anturkar – Senior Advocate with Mr. M. K. Tanna for
Petitioners in Review Petition.
None for Respondents in Review Petition.

CORAM : M. S. SONAK, J.
DATE: 22 JUNE 2018

P.C : (In Chamber)

1] Heard Mr. Anturkar, the learned Senior Advocate for the
review petitioners.

2] Most of the contentions raised in the review petition are
contentions which can be appropriately considered and decided at
the stage of final hearing of the writ petition. This review basically
seeks to recall the order by which Rule has been granted in the writ
petition. Ordinarily, grant of Rule, is a matter between the petitioner
and the Court. There is no error apparent on face of record pointed

out in so far as grant of Rule is concerned. Therefore, this review petition is dismissed. However, since the review petitioners are stated to be suffering from serious prejudice on account of mere admission of the writ petition, it is always open to the review petitioners to apply for expeditious hearing of the writ petition itself. At such hearing, no doubt, the review petitioners will be entitled to urge the contentions now set out in the review petition. However, on the basis of such contentions, it is not possible to exercise review jurisdiction.

3] Accordingly, the review petition is dismissed. There shall be no order as to costs.

(M. S. SONAK, J.)