

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.13004 OF 2018

Vitthal Kondaji Gajare

.. Petitioner

V/s.

Kiran Dilip Shinde and Ors.

.. Respondents

Mr.S.M.Sabrad for the petitioner

Mr.Girish R. Agrawal for the respondent no.1

CORAM: K.K. TATED, J

DATED : NOVEMBER 29, 2018

P.C. :

1 Heard.

2 After arguing for some time, both the counsel filed minutes of order dated 29.11.2018. Same is taken on record and marked 'X' for identification which reads thus:

"MINUTES OF ORDER"

1. *By consent of both the parties the impugned order dated 14.09.2018 below Application at Exhibit-48 passed by the Ld. Civil Judge Junior Division, Niphad in R.C.S No. 42 of 2017 is quashed and set aside.*
2. *The Respondents/Defendants would be at liberty to file Application under Order 26 Rule 9 of the Civil Procedure Code after cross examining the T.I.L.R. If*

such application is filed at that stage, it would be decided on its own merits and in accordance with law.”

3 Writ Petition stands disposed of in terms of minutes of order. No order as to costs.

(K.K. TATED, J.)