

Atul

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION
NOTICE OF MOTION NO. 239 OF 2017
IN
TESTAMENTARY PETITION NO. 1672 OF 2017**

Ravindra Narayan Ghude	...Petitioner
<i>Versus</i>	
Jayprakash Narayan Ghude & Ors	...Respondents

Mr Amit Potnis, i/b Tamhane & Co., for the Respondents.

**CORAM: G.S. PATEL, J
DATED: 11th September 2018**

PC:-

1. None for the Petitioner. In view of the settled law on the subject,¹ the Notice of Motion is not maintainable. It is dismissed.

1 *Rupali Mehta v Tina Narinder Sain Mehta*, AIR 2007 Bom 62 : 2006 (6) ALL MR 48 : 2006 (6) Bom CR 778 : 2006 (6) Mh LJ 786; *Ramchandra Ganpatrao Hande alias Hande v Vithalrao Hande & Ors*, AIR 2011 Bom 136 : 2011 (4) ALL MR 189 : 2011 (4) Bom CR 326 : 2011 (113) Bom LR 1302 : 2011 (4) Mh LJ 50; *Manek Dara Sukhadwalla v Shernaz Faroukh Lawyer* (DB), MANU/MH/1252/2014; *Shernaz Faroukh Lawyer & Anr v Manek Dara Sukhadwalla and Anr*; 2015 (2) ALL MR 233 : 2014 (2) Bom CR 591 : 2015 (2) MhLJ 917; *Lydia Agnes Rodrigues née D'Cunha & Ors v Joseph Anthony D'Cunha & Ors*, 2014 (2) ALLMR 873 : 2014 (1) Bom CR 811 : 2014 (3) Mh LJ 508.

2. Liberty to the Petitioner to make an application for appropriate reliefs in a fresh proceeding.

(G. S. PATEL, J)