

FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

SECOND APPEAL NO. 697/2017

(TULSABAI UMAJI CHINCHALKAR & OTHERS VERSUS REKHA DIWAKAR KADU & ANOTHER)

Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's orders

Court's or Judge's orders

Shri A.D. Dangore, counsel for the appellants.
 Shri M.V. Mohokar, counsel for the respondents.

CORAM : A.S. CHANDURKAR, J.

DATE : AUGUST 28, 2018.

Heard. **ADMIT** on the following substantial question of law.

I) Whether the appreciation of evidence by the Courts while holding the transaction between the parties to be a transaction of sale is perverse ?

Shri M.V. Mohokar, learned counsel, waives notice of hearing on behalf of the respondents.

Call for Record & Proceedings.

Hearing expedited.

C.A.S. NO.380/2017.

As the suit filed by the plaintiffs has been dismissed, there is no decree passed in the suit. Hence, the prayers made in this application cannot be granted. This application is disposed of with liberty to the applicants to file a fresh application making appropriate prayers.

JUDGE