

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CIVIL APPLICATION (CAS) NO.1249 OF 2017
IN
SECOND APPEAL ST. NO.13535 OF 2017

M/s Sai Dham Developers, Thr. Prashant Pundalikarao Sambhe, Pardi, Nagpur

-vs-

Laxmi w/o Upasrao Sathawane, Hiwari Layout, Nagpur

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Shri M. A. Sable, Advocate for applicant/appellant.

CORAM : A.S.CHANDURKAR, J.
DATE : June 15, 2018

Considering reasons mentioned in the application,
the delay in filing Second Appeal stands condoned.

Civil Application is allowed and disposed of.

Second Appeal St. No.13535 of 2017

Issue notice on the following substantial question
of law :

*“ The appellate Court having confirmed the finding
recorded by the trial Court that the plaintiff had failed to
prove her readiness and willingness to perform her part of
contract, whether it was justified in directing refund of an
amount of Rs.55,000/- to the plaintiff ? ”*

Notice made returnable on **24/07/2018**.

Humdast granted.

JUDGE

Asmita