

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

SECOND APPEAL NO. 41/2018

(NARESH NARSINGRAO YENKIE VERSUS G.R. RAMESH)

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

Court's or Judge's orders

Shri D.L. Dharmadhikari, counsel for appellant.
 Shri N.V. Fulzele, counsel for respondent.

CORAM : A.S. CHANDURKAR, J.

DATE : OCTOBER 17, 2018.

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

Whether the Courts were legally justified in exercising discretion of refusing the relief of specific performance, especially in the context of the document at Exhibit 36 of the record ?

Shri N.V. Fulzele, learned counsel, waives notice of hearing on behalf of respondent.

Call for Record & Proceedings.

C.A.S. NO. 99/2018.

Shri D.L. Dharmadhikari, learned counsel for the applicant, does not press the civil application in view of nature of the decree passed by the appellate Court.

Civil application stands disposed of.

JUDGE