

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

REVIEW APPLICATION (CIVIL) NO. 152 OF 2019 IN
FIRST APPEAL NO. 1376 OF 2018

PRAMILA VASANT MAKASARE
VERSUS
PRASHANT VASANT MAKASARE AND OTHERS

...
Mr. A.K. Gawali, Advocate for applicant
Mr. S.A. Adhav, Advocate for respondents no. 3 to 5
...

CORAM : SUNIL P. DESHMUKH, J.
DATE : 30-08-2019

ORDER :

1. Review of the order dated 28-02-2018 passed by this court in first appeal no. 1376 of 2018 has been sought contending being impelled on insistence by Mahatma Phule Krishi Vidyapeeth for succession certificate having regard to concerned rules.

2. While the decree in terms of compromise has been passed under the order which is sought to be reviewed, which is culmination of the proceedings for succession, the insistence by university authorities appears to be pedantic. It will have to be noted that a decree drawn in first appeal stands on a higher pedestal and insistence under the correspondence would hardly be a reason to go back on adjustment in terms of decree. Authorities shall consider the same accordingly or may take legal advice.

3. Having regard to this, review applicant may bring to attention of the university authorities to this position and if still there is persistence by the university and in case of reluctance to act as per compromise decree, appropriate resort may be had.

4. In view of this, review application is disposed of.

[SUNIL P. DESHMUKH]
JUDGE

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