

IN THE HIGH COURT OF BOMBAY AT GOA**WRIT PETITION NO. 430 OF 2019****RAOJEE SHIVRAM RANE.,****... Petitioner****Versus****LAXMI JAYA SHETTY.,****... Respondent**

Ms. Priyanka Kamat, Addl. Government Advocate for the Petitioner.
Adv. Sanjay K. Mangueshkar with Adv. A. Shirodkar for Respondent

Coram:- C. V. BHADANG, J.**Date:- 23rd September, 2019.****Order:**

The petition is allowed. The impugned order is hereby set aside. The application (Exhibit 9) is allowed subject to costs of Rs.15,000/- (Rupees fifteen thousand only) payable to the respondent, within three weeks from today. The trial court shall take the written statement dated 9/7/2018 along with the list of documents annexed to the written statement on record subject to the payment /deposit of costs as aforesaid. The payment/deposit of the costs is condition precedent for setting aside the impugned order. Rule is made absolute in the aforesaid terms.

2. The parties to co operate for expeditious disposal of the suit.

C. V. BHADANG, J.

ap/-