

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 4985 OF 2008
IN
FIRST APPEAL (ST.) NO. 23503 OF 2007**

Suresh Ganapati Pawar & Anr. ...Applicants

Versus

Vasant Laxman Pawar & Othrs. ...Respondents

**WITH
CIVIL APPLICATION NO. 4299 OF 2009
IN
FIRST APPEAL (ST.) NO. 23503 OF 2007**

Suresh Ganapati Pawar & Anr. ...Applicants

Versus

Vasant Laxman Pawar & Othrs. ...Respondents

**WITH
CIVIL APPLICATION NO. 4300 OF 2009
IN
FIRST APPEAL (ST.) NO. 23503 OF 2007**

Suresh Ganapati Pawar & Anr. ...Applicants

Versus

Vasant Laxman Pawar & Othrs. ...Respondents

**WITH
CIVIL APPLICATION NO. 18567 OF 2019
IN**

FIRST APPEAL (ST.) NO. 23503 OF 2007

Suresh Ganapati Pawar Decd. Thr. LRs. ...Applicants
Madhuri Suresh Pawar & Ors.

Versus

Vasant Laxman Pawar & Othrs. ...Respondents

Mr. Omkar Nagvekar ib Mr. P. R. Arjunwadkar – Advocate for the
applicant/appellant.

Mr. Bhushan A. Walimbe – Advocate for the respondent no. 1.

Nikhil N. Pawar – Advocate for the respondent nos. 17 & 19 to
23.

CORAM : R. D. DHANUKA, J.

DATE : 18th DECEMBER 2019.

P.C. :

Heard learned counsel appearing for the parties present in
Court.

2. The applicants have made out case for recall of the
order dated 10th June, 2008 by this Court in Civil Application
No. 3005 of 2008.

3. Order is recalled for the reasons recorded in the Civil
Application. The Civil Application No. 3005 of 2008 is restored
to file.

4. In view of the pecuniary jurisdiction of the District
Court, to entertain these proceedings the first Appeal as well as
pending Civil Applications shall be transmitted to the

appropriate District Court. Office is accordingly directed to transmit the entire records and proceedings of the First Appeal including the pending applications, in First Appeal Stamp No. 23503 of 2007 to the concerned District Court, expeditiously.

5. The Civil Application No. 4985 of 2008 is allowed. No order as to costs.

[R. D. DHANUKA, J.]