

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

SECOND APPEAL NO.289 OF 2018

Smt. Akashani Jaypal Chaugule
and Ors.

... Appellants

Vs

Shri Neminath T. Roje and Ors.

... Respondents

...

Mr. Sarwadnya S. Kadtane I/by Mr. Kuldeep U. Nikam for the
Appellants.

CORAM : SANDEEP K. SHINDE J.

DATE : 11 JANUARY, 2019

P.C. :

*Plaintiffs have filed this appeal against the judgment and order dated 5th April, 2017 passed by the Ad-hoc District Judge-2, Sangli. The First Appeal was preferred by Defendant Nos.3 to 5 against the judgment and decree dated 26th April, 2011 passed by the Second Joint Civil Judge Junior Division, Miraj in Final Decree Application No.09 of 2008. The learned District Judge, Sangli remanded the Final Decree Application No.09 of 2008 to the trial Court to decide it, afresh in the light of the judgment passed in **Prakash and Others v. Phulwati and Others¹**.*

¹ 2016(1)Mh.L.J.

. *Aggrieved by the order of remand, Plaintiffs have preferred this appeal.*

2 *Time is sought by the Appellants to verify stage of pending remand proceedings. Time is granted.*

Stand over to 1st February, 2019.

(SANDEEP K. SHINDE, J.)