

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, AT NAGPUR.**

CIVIL APPLICATION (CAO) NO.1670 OF 2019

IN

MISC. CIVIL APPLICATION (STAMP) NO.14978 OF 2019

IN

REJECTED MISC. CIVIL APPLICATION (STAMP) NO.3458 OF 2019

IN

**SECOND APPLICATION NO.444 OF 2019 (REJECTED SECOND APPEAL STAMP
NO.23212 OF 2017)**

(Sudhakar s/o Mahadeorao Dhokane .vs.. Shyamrao s/o Sadashivrao Dhokane)

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

Court's or Judge's orders

Shri S.G. Malode, Counsel for the appellant.

CORAM : ROHIT B. DEO, J.

DATED : 13-09-2019

For reasons stated in the application, the delay of 15 days in filing revision application challenging the order passed by the Registrar (Judicial) is condoned.

2. The application is disposed of accordingly.

Misc. Civil Application (Stamp) No.14978 of 2019

For reasons stated in the application, the order dated 27-6-2019 passed by the Registrar (Judicial) is set aside.

2. The application is allowed.

CIVIL APPLICATION (Stamp) NO.3459 OF 2019

For reasons stated in the application, the delay of

431 days in filing revision application challenging the order dated 07-12-2017 passed by the Registrar (Judicial) is condoned.

2. The application is disposed of accordingly.

Misc. Civil Application (Stamp) No.3458 of 2019

For reasons stated in the application, the order dated 07-12-2017 passed by the Registrar (Judicial) is set aside.

2. The application is allowed.

Second Appeal No.444 of 2019

Issue notice on the following substantial question of law :

Whether, having recorded a finding that the Court commissioner did not carry out the measurement properly, the first appellate Court ought to have remanded the matter to the trial Court or ought to have appointed Court commissioner to measure the property afresh ?

2. The notice is made returnable on 11-10-2019.

JUDGE