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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL WRIT PETITION NO. 8436 OF 2019

NILESH HEMANT KORLEKAR AND ORS

....PETITIONERS

V/s.

MEENA YASHWANT KORLEKAR AND ORS

.....RESPONDENTS

Mr. Rahul Thakur for the Petitioners

Mr. Vaijanath P. Vaze for Respondent nos. 1 & 2

CORAM : NITIN W. SAMBRE, J.

DATE: FEBRUARY 18, 2022.

P.C.:

1) Order impugned in the petition is rejecting the prayer for amendment of Plaint moved by the Petitioner to the extent of permitting to place on record order dated 04/10/2018 passed in Writ Petition No. 6063/2018.

2) Counsel for Respondent-Defendant submits that he has no objection if the Trial Court permits the Petitioner-Plaintiff to read and rely on the order dated 04/10/2018 passed in Writ Petition No. 6063/2018.

- 3) Considering the fact that said order is passed in judicial proceedings arising out of off-shoot of the suit claim and having regard to its evidential value under the Indian Evidence Act, it is ordered that the Petitioner is at liberty to rely and read the said order during the conduct of the said proceedings in the Suit in question.
- 4) Petition stands disposed of.

[NITIN W. SAMBRE, J.]