

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.10284 OF 2019

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Dr. Pradeep Bhavan Pathak and Ors.

..Petitioners

Versus

Smt. Pushpa Laxman Vartak and Ors.

..Respondents

Mr. P. S. Dani, Senior Advocate i/by Sarang S. Aradhye, for the
Petitioners.

Mr. P. N. Joshi i/by Abhijit P. Kulkarni a/w Arvind Aswani, for the
Respondent No.1.

Mrs. M. S. Bane, AGP for Respondent Nos.2 to 4.

Ms. Shweta Shah i/by Manoj Badgujar, for Respondent Nos.6 & 7.

CORAM : NITIN W. SAMBRE, J.

DATE : 15th FEBRUARY, 2022

PC.

1. In view of consent extended by the plaintiff, the order
impugned dated 2nd August, 2019 is hereby quashed and set aside.

2. Miscellaneous Civil Appeal No.139 of 2018 stands
restored to the file of learned District Judge-1, Vasai.

3. Learned District Judge-1, Vasai is directed to decide the
appeal expeditiously, in any case, within a period of nine weeks
from the date of appearance of the parties to the present petition.

4. The parties hereto agree that they shall appear before

the learned District Judge-1, Vasai on 28th February, 2022.

5. The petition stands allowed in the above terms.
6. Needless to clarify that the Appellate Court shall decide the proceedings on its own merits.

[NITIN W. SAMBRE, J.]