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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 10625 OF 2022
WITH
INTERIM APPLICATION NO. 2174 OF 2022

Kaushik Prabhakar Lal Pardeshi

.. Petitioner

Versus

1. Pushpa Shashikant Shinde

2. Sunil Jabarchand Modi

.. Respondents

-
- Ms. Madhavi Tavanandi, Advocate for Petitioner.
 - Mr. Surel P. Shah i/by Mr. Rahul Kasbekar a/w Mr. Ishan Kapse, Advocate for Respondent No.1.
-

CORAM : MILIND N. JADHAV, J.

DATE : FEBRUARY 03, 2023.

P.C.:

- 1.** Heard Ms. Tavanandi, learned Advocate for Petitioner and Mr. Shah, learned Advocate for Respondent No.1.
- 2.** The parties have tendered the Minutes of Order dated 03.02.2023 which are taken on record and marked “X” for identification.
- 3.** For convenience, the same are scanned and reproduced below:-

IN THE HIGH COURT OF JUDICATURE AT
BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 10625 OF 2022

DISTRICT: KOLHAPUR

Shri. Kaushik Prabhakarlal Pardeshi, .. Petitioner

Versus

Smt. Pushpa Shashikant Shinde and Anr. .. Respondent

MINUTES OF ORDER

CORAM:- Hon'ble Mr. Justice

Milind Jadhav.

Date- 03.02.2023.

- i) Petitioner vide this Writ Petition seeks to challenge the legality, propriety and validity of the order passed below in Exh. 39 in an application filed under Order XXII of the Code of Civil Procedure filed by the Petitioner to implead him as legal representative of the Appellant No. 1 on the basis of an alleged adoption deed in RCA No. 215 of 2017 before Ld.

✓ District Judge, Kolhapur.

ii) The Petitioner herein has also filed a suit numbered RCS 751 of 2017 before Ld. Civil Judge Senior Division ^{Lalpur} for declaration and permanent injunction, wherein the Respondent herein is Defendant No. 2.

iii) By consent,

a. Let proceedings in RCA No. 216 of 2017 before Ld. District Judge ^{Lalpur} be stayed till the conclusion of RCS No. 751 of 2017.

b. Proceedings in RCS No. 751 of 2017 be expedited and be concluded preferably in a period of 8 months.

c. If an appeal is preferred by either parties arising out of RCS No. 751 of 2017, it be tagged along with RCA No. 216 of 2017 and both be heard together.

d. Order as to Exh. 39 ^{dt. 20/10/2021} be set aside and application under Exh. 39 in RCA No. 216 of 2017 be reconsidered after conclusion of RCS No. 751 of 2017.

3. Petition is disposed in above terms.

[Signature]
Advocate for the Petitioner

[Signature]
Adv. for Respondent
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4. Writ Petition is disposed of in terms of the above Minutes of Order. Pending Interim Application is also disposed.

5. The learned Trial Court and the learned Appellate Court are requested to take cognizance of the aforesaid timelines and directions.

[MILIND N. JADHAV, J.]