

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL WRIT PETITION NO.14424 OF 2023

Dhirajlal Raishi Chheda

...Petitioner.

V/s.

Mukesh Raishi Chheda

...Respondent.

Mr. N. D. Jaywant for the Petitioner.
Mr. Uttam Rane for the Respondent.

CORAM : SHARMILA U. DESHMUKH, J.
DATE : 30th NOVEMBER, 2023.

P.C.:-

1. The petition can be disposed of in view of the consensus arrived at in between the parties that the application filed below Exhibit 35 be remanded to the Trial Court to be decided after hearing both the parties.
2. In light of the consensus as noted above, the impugned order dated 15/7/2022 is quashed and set aside. The Application below Exhibit 35 to be decided by the trial Court afresh after hearing both the parties.
3. Needless to clarify that the Application is to be decided by the trial Court on its own merits and uninfluenced by the impugned order dated 15/7/2022.

4. Writ petition stands disposed of in the above terms.

(SHARMILA U. DESHMUKH, J.)