

VRJ

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.2410 OF 2020

Ramchandra Ganapati Shinde ... Petitioner
V/s.
Indubai Bhagavan Yewale & Ors. ... Respondents

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**WITH
INTERIM APPLICATION NO.14262 OF 2023
IN
WRIT PETITION NO.2410 OF 2020**

Ramchandra Ganapati Shinde Since
Deceased Through Lr's ... Applicants
V/s.
Indubai Bhagavan Yewale & Ors. ... Respondents

Mr. Nikhil N. Pawar for the petitioner/applicants.

CORAM : AMIT BORKAR, J.

DATED : NOVEMBER 4, 2023

P.C.:

INTERIM APPLICATION NO.14262 OF 2023

1. For the reasons stated in the interim application, the interim application is allowed in terms of prayer clause (a).
2. Necessary amendment to be carried out within one week from today.

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3. The impugned order in the petition is interlocutory in nature

capable of being challenged under section 105(1) of the Civil Procedure Code, 1908.

4. Therefore, the writ petition is disposed of by granting liberty to the petitioner to challenge the order under section 105(1) of the Civil Procedure Code in case the decree goes against the petitioner. No costs.

(AMIT BORKAR, J.)