

VRJ

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

WRIT PETITION NO.6367 OF 2017

VAIBHAV
RAMESH
JADHAV
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VAIBHAV RAMESH
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Date: 2024.11.25
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Ravu Dada Chandanshive
(Deceased) Through L. Rs.

... Petitioner

V/s.

Dhondiram Vithoba Shedbale
(Deceased) Through L.Rs.

... Respondent

Ms. Manasi Pawar i/by Mr. Shivaji Masal for the
petitioner.

Mr. Ashutosh M. Kulkarni for the respondent.

CORAM : AMIT BORKAR, J.

DATED : NOVEMBER 25, 2024

P.C.:

1. By the impugned order, the Appellate court has restored substantive appeal filed by the respondent in exercise of power under Order 41 Rule 19 of the Civil Procedure Code, 1908. Considering discretionary nature of the order, no interference is called for. The writ petition is dismissed.

2. Pending interlocutory application(s), if any, stand disposed of.

(AMIT BORKAR, J.)