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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.11480 OF 2019

ATUL
GANESH
KULKARNI

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ATUL GANESH
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Date: 2024.12.11
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Om Shree Samarth Shantidham
Icchapurti Seva Mandal, Mumbai
through Dy. President

... Petitioner

V/s.

Shri Kacharnath Maharaj Math
Bhavik Seva Mandal, Guhagar,
through President Ashok V. Jangli
& Ors.

... Respondents

Mr. Vishwajeet S. Kapse for the petitioner.

CORAM : AMIT BORKAR, J.

DATED : DECEMBER 11, 2024

P.C.:

1. The order impugned in the present writ petition is interlocutory in nature capable of being challenged in a substantive appeal in case decree goes against the petitioner.
2. Hence, keeping all contentions raised by the petitioner open to be agitated under Section 105 of the Code of Civil Procedure, 1908, the writ petition stands disposed of.
3. It is open for the Trial Court to exercise power under Section 73 of the Indian Evidence Act, 1872.

(AMIT BORKAR, J.)