

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3497-2024
WITH
INTERIM APPLICATION NO.10186 OF 2024
IN
WRIT PETITION NO.3497-2024

Yakub Baig Trust, Panvel
through its Chief Trustee ... Petitioner

V/s.

Gana Mahadu Gaikar & Ors. ... Respondents

Mr. Rajiv Patil, Senior Advocate a/w Mr. Sachin S. Punde for the
Petitioner.

Mr. Mandar Limaye for Respondent No.1.

Mr. Anil Anturkar, Sr. Advocate i/by Mr. Tanaji Mhatagade, for
Respondent Nos.2 to 4.

Mr. Hamid Mulla, AGP for State-Respondent No.5.

CORAM : AVINASH G. GHAROTE, J.

DATED : 8th July, 2024

P.C.:

1. The basic objection for permitting production of the order dated 30th May, 1959 on record, by Mr. Anil Anturkar, learned senior counsel for the respondent No.2 to 4, is that it is the Xerox copy, which is not permissible to be accepted, even as a secondary evidence also under the provisions of Indian Evidence Act.

2. Mr. Patil, learned senior counsel for the Petitioner seeks

some time to place the certified copy of the document on record.

3. Stand over to 10th July 2024.

(AVINASH G. GHAROTE, J.)