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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5248 OF 2024

VASANT  
ANANDRAO  
IDHOL

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by VASANT  
ANANDRAO  
IDHOL  
Date:  
2024.04.20  
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Smt.Sushilaben H.Joshi, since deceased  
through Her L.Rs. - Jyoti H. Joshi & Ors.

..Petitioners

V/s.

Smt.Triveniben B. Busa & Ors.

..Respondents

Mr.Onkar Gawade for the Petitioners.

CORAM : RAJESH S. PATIL, J.

DATE : 17TH APRIL, 2024.

P.C. :-

1. This Writ Petition is filed by the original Defendants. It is the case of the Petitioners that there is leakage in the suit premises. Above the suit premises is the terrace of the landlord. He submits that urgent water proofing has to be done. The application of water proofing of the terrace was rejected by the Appellate Bench of the Court of Small Causes. Mumbai. Hence the present Writ Petition.

2. Issue notice to the Respondents, returnable on 12 June

2024. Apart from the Court notice, the Petitioners are permitted to serve the Respondents by advocate's private notice by all permissible modes of service and file affidavit of service before the next date.

***(RAJESH S. PATIL, J.)***