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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION  
SECOND APPEAL NO. 474 OF 2024  
WITH  
INTERIM APPLICATION NO.11118 OF 2024**

Shashikant Nandan Patil ... Appellant

Vs.

The Manager Janta Co-op Bank and Others ... Respondents

Mr. Kunal Damle a/w. Mr. Swaraj Patil, Mr. Ankit Patil and Mr. Ashish  
Gabhale i/b. Jay & Co.for the Appellant.

**CORAM : GAURI GODSE, J.**

**DATE : 8<sup>th</sup> AUGUST 2024**

**ORDER :**

1. This Second Appeal challenges the order of remand under Order 41 Rule 23A read with Rule 25 of the CPC.
2. Learned counsel for the appellant therefore seeks leave to convert the Second Appeal into an Appeal from Order as the Second Appeal will not lie. Leave granted. Amendment to be carried out within three weeks.

3. Office is directed to convert the Second Appeal into an Appeal from Order and permit learned Advocate for the appellant to carry out amendment.

**[GAURI GODSE, J.]**