

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION (CAS) NO. 831 OF 2024

IN

SECOND APPEAL NO. 685 OF 2017

Hemant S/o Rukhabsao Tupkar and another

Vs.

Shri Rammohan S/o Late Rai Saheb Chatterjee (Dead) through L.Rs. Rajesh S/o Rammohan
Chatterjee and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri. M.R. Joharapurkar, Advocate for appellants
Shri Pushkar Ghare, Advocate for respondent No. 2

CORAM : SMT M.S. JAWALKAR, J.

DATE : 10/01/2025

Present application is filed for framing additional substantial question of law. After considering the arguments, in my considered opinion, it would be appropriate to frame additional substantial question of law as under :

“Whether the Courts below failed to put to say from the testator’s arm chair and consider the Will as a whole in the light of circumstances attending at the execution of the Will Deed dated 05/10/1979 and erred to decree the suit of plaintiff ?”

2. The respondent is at liberty to meet additional substantial question of law framed today.
3. List the matter for final hearing on 06/02/2025.

(SMT M.S. JAWALKAR, J.)