



IN THE HIGH COURT OF JUDICATURE AT BOMBAY BENCH  
AT AURANGABAD

38 APEAL FROM ORDER NO. 36 OF 2024

SMT. SUSHILABAI SHRAWAN BHAMRE (DIED) THRU LRS.  
ANIL S. BHAMRE THRU. LRS. MANGALA A. BHAMRE & ORS

VERSUS

SUNIL KAMALAKAR PATIL AND OTHERS

WITH CIVIL APPLICATION NO. 11246 OF 2024  
IN AO/36/2024

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Advocate for the Appellants : Mr. A. P. Nahar h/f Mr. Sawant  
Amol Shivajirao.

Advocate for respective Respondents : Mr. Umesh Mitkari h/f  
Mr. Mohit S. Shah.

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CORAM : SHAILESH P. BRAHME, J.  
DATE : 03.10.2025

**PER COURT :-**

1. This appeal shall be decided finally on the following  
substantial questions of law on the next date.

- (i) Whether order of remand is sustainable in given  
facts and circumstances of the case ?
- (ii) Whether is it permissible to remand the matter to  
the Trial Court for extending opportunity to the  
heirs of the party to file pleadings and to lead  
evidence when the concerned party respondent

No.1 already file written statement and led  
evidence in the Trial Court ?

2. Stand over to 16.10.2025.

**(SHAILESH P. BRAHME, J.)**

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vmk/-