

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4357 OF 2024

Prakash Hiranman Hingane
(Since Deceased Thr. Legal Heirs) & Ors. ...Petitioners
Versus
Devidas Ramchandra Hingane & Ors. ...Respondents

Mr. Manoj Bagal for Petitioner. _____

CORAM: G. S. KULKARNI &
ADVAIT M. SETHNA, JJ.

DATE: 22 APRIL 2025

P.C.

1. This petition under Article 226 of the Constitution of India is filed praying for a relief that the suit in question which is of the year 1990 (Old Number regular Civil Suit No.2311 of 1990) and renumbered as Special Civil Suit No.33 of 2018 be taken up for adjudication as expeditiously as possible. It is contended by the petitioner that it is almost 35 years that the suit is pending and being one of oldest suit ought to have been given priority in adjudicating. From the perusal of the record, we find ourselves in agreement with the petitioner that there ought not to be any further delay, there are also specific directions which are issued by the High Court in relation to the suits which are more than 30 years old, which ought to have

been promptly applied insofar as the present proceedings are concerned. We accordingly direct the learned Civil Judge Senior Division, Pune to proceed with the suit on day to day basis and decide the suit within a period of six months from today. All contentions of the parties on the proceedings are expressly kept open.

2. Disposed of in the aforesaid terms. No costs.

(ADVAIT M. SETHNA, J.)

(G. S. KULKARNI, J.)