

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 18945 OF 2024**

Jhunkabai Trimbak Surve & Anr ..Petitioners

Versus

Brijesh Champalal Mundada & Anr ...Respondents

Mr. Narayan G. Rokade, with Abhag M. Suryawanshi and Siddharth Ghodke, for the Petitioners.

CORAM: N. J. JAMADAR, J.

DATED : 20th MARCH 2025

P.C.:

1. Heard the learned Counsel for the petitioners.
2. The impugned order is passed under the provisions of Order XXXIX Rule 11 of the Civil Procedure Code 1908 (“the Code”). The order is appealable under the Provisions of Order XLIII Rule 1(r), Bombay Amendment.
3. The Petition stands disposed with liberty to the petitioners to prefer an Appeal.
4. The time spent in prosecuting this Petition may be accounted for under Section 14 of the Limitation Act, in the event the issue of bar of limitation arises.

ARUN
RAMCHANDRA
SANKPAL

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[N. J. JAMADAR, J.]