

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

CIVIL APPLICATION NO.06/2025
IN
CIVIL REVISION APPLICATION ST. NO.3015/2025

Siddharth s/o Ramesh Oiembe
 Vs.
 Sandhya wd/o Sunil Ghanbahaddur and others

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

Court's or Judge's orders

 Ms Abhiruchi Patil, Advocate h/f Shri A.M. Tirukh, Advocate for applicant

CORAM : SMT. M.S. JAWALKAR, J.
DATED : 07.04.2025

For the reasons stated in the application, the application is allowed and delay in filing revision application is hereby condoned.

2. The Registry is hereby directed to register the Civil Revision Application St. No.3015/2024.
3. The application is disposed of accordingly.

CIVIL REVISION APPLICATION ST. NO.3015/2025

1. In view of the judgment passed in Writ Petition No.438/2024, this Court already taken a view that injunction application between landlord and tenant can be prosecuted before the Small Causes Court. The learned Counsel for respondents has no objection to transfer the suit filed by the applicant/petitioner for injunction, which is pending on the file of 8th Joint Civil Judge Junior Division,

Akola, bearing RCS No.307/2023, where the suit filed by the respondent bearing RCS No.558/2023 for eviction is pending in the Court of learned 4th Joint Civil Judge Junior Division, Akola.

2. As such, Civil Revision Application is allowed.

3. The order below Exhibit-1 in CMA No. 118/2024 dated 06.07.2024 is hereby quashed and set aside.

4. The matter pending on the file of 8th Joint Civil Judge Junior Division, Akola bearing RCS No.307/2023 is hereby withdrawn and transferred to the 4th Joint Civil Judge Junior Division, Akola, where RCS No.558/2023 is pending, to be decided along with the said matter.

5. The learned 4th Joint Civil Judge Junior Division, Akola, is hereby directed to conclude the proceedings as expeditiously as possible preferably within one year.

6. The Civil Revision Appeal is stands disposed of accordingly.

JUDGE

R.S. Sahare