



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

CIVIL APPLICATION (CAS) NO.1052 OF 2025

IN

SECOND APPEAL NO.476 OF 2023

Shripad S/o Ramakant Jahagirdar .Vs. Sadanand S/o Laxmikant Jahagirdar

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Mr. R.R. Shrivastava, Advocate for applicant.

Mr. A.J. Gilda, Advocate for non-applicant.

CORAM : ROHIT W. JOSHI, J.

DATE : 14/10/2025

1. Heard.

2. A motion is made for speaking to the minutes, stating that while dismissing the second appeal vide judgment dated 24.09.2025, liberty was granted to the appellant to file a suit for partition. However, the judgment does not record such liberty. In fairness, the learned Advocate for the respondent does not dispute that such liberty was in fact granted.

3. In view of the aforesaid, the following paragraph shall be added after Paragraph-25 of the judgment dated 24.09.2025 passed in Second Appeal No.476 of 2023:

“26) Liberty is granted to the appellant to file a suit for partition and separate possession with respect to the suit property, which if filed, be decided in accordance with law.”

4. After the correction is carried out, corrected judgment be uploaded afresh.

Application is **disposed of** accordingly.

(ROHIT W. JOSHI, J.)

C.L. Dhakate