



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

Writ Petition No.3465/2025
Raju Mishra V Smt. Tabassum Khan and others

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

Court's or Judge's orders

Mr. M.S. Abbasi, Advocate for petitioner.

CORAM : PRAFULLA S. KHUBALKAR, J.
DATE : 24-07-2025.

Heard Mr. Abbasi, learned Advocate for the petitioner.

2. The petitioner raises a challenge to the order dated 21-12-2024 passed by the Court of 9th Jt. Civil Judge, Senior Division, Nagpur on an application for direction to defendant no.6 to deposit the entire amount, which was filed at Exhibit-134. By this order, the trial Court has directed the petitioner/defendant no.6 to deposit an amount of Rs. 75,71,700/-. Learned Counsel for the petitioner submits that the petitioner/defendant no.6 has earlier paid an amount of Rs. 48 Lakhs to the legal heirs of the owner of the suit property and while passing the impugned order, the trial Court has not taken into consideration the earlier payment of Rs. 48 Lakhs. He submits that, therefore, direction to

deposit amount of Rs. 75,71,700/- without considering the earlier payment of Rs. 48 Lakhs is erroneous.

3. Issue notice to the respondents, returnable after two weeks.

(Prafulla S. Khubalkar, J.)