



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

65 APPEAL FROM ORDER NO. 46 OF 2024
WITH
CIVIL APPLICATION NO. 13277 OF 2024
IN AO/46/2024

MOHD. HAMIDODDIN MOHD. MUNIRODDIN
VERSUS
MOHID KHAN MOHAMMAD KHAN PATHAN AND ANOTHER

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Mr. Mane Dhananjay A., Advocate for Appellant

Mr. Amol Ram Joshi, Advocate for Respondent Nos.1 and 2 (Through V.C.)

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CORAM : SHAILESH P. BRAHME, J.

DATE : 21.01.2026

PER COURT :-

. The appeal shall be decided finally on 09.02.2026 on following substantial questions of law :

- (i) Whether the judgment and order in question is sustainable when the material on record is adequate enough to decide the controversy involved in the matter ?
- (ii) Whether the lower Appellate Court is justified in remanding the matter when the defendants had adequate opportunity to lead the evidence and the lapses are attributable to them ?

(SHAILESH P. BRAHME, J.)