

**ORDER BELOW EXH.1 IN R.C.S. NO. 335/2011**  
(Passed on 01<sup>st</sup> day of December, 2025)

Writ of Hon'ble High Court of Judicature at Bombay, Bench at Aurangabad in Second Appeal No. 447/2022 (Rajaram Shreedhar Labade Vs. Vitthal Rajaram Labade) is received in this Court on 28/11/2025. I have perused judgment and order in this second appeal, Hon'ble High Court has set aside judgment and decree in R.C.S. No. 335/2011 dated 10/04/2012. The R.C.S. No. 335/2011 is relegated back to the Trial Court for decision a fresh. Hon'ble High Court has further directed to this Court the present defendant No. 1 and 2 pay Rs. 10,000/- as a costs payable to the plaintiff. Payment of costs is condition precedent to for entertaining the suit for Trial Court. It is further directed that after payment of costs Trial Court to decide the suit expeditiously and in any case within a period of 6 months from 22/08/2025.

2. Writ of the Hon'ble Court is received on 28/11/2025. Concerned clerk has put the writ and record and proceeding of R.C.S. No. 335/2011 before me today, i.e., 01/12/2025. Ld. Advocate Mr. N. S. Kharat for defendant No. 1 and 2 suo-moto present before Court. He filed Vakalatnama of defendant No. 1 and 2 and application for permission to deposit costs of Rs. 20,000/- as per the order of Hon'ble High Court. I have perused record and proceeding and the order in second appeal, I permitted defendant No. 1 and 2 to deposit costs of Rs. 20,000/-. Defendant No. 1 and 2 has deposited Rs. 20,000/- in the Court. Accordingly, I complied the writ of the Hon'ble High

Court today. R.C.S. No. 335/2011 is restored to the file of this Court today.

3. Hon'ble High Court has directed to decide the suit within 6 months from 22/08/2025. Therefore, both plaintiff and defendants are directed to co-operate for deciding the suit as per the directions. Issue suit summons to defendant No. 3, and notices to plaintiff and other defendant on court motion. Plaintiff and defendants to note. Next date is 03/12/2025.

Date:- 01/12/2025

(R. B. Raut)  
2<sup>nd</sup> Jt. Civil Judge, Junior Division,  
Karjat, Dist. Ahmednagar