

HARSHADA H. SAWANT  
(P.A.)

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**CIVIL APPELLATE JURISDICTION**

**WRIT PETITION (ST.) NO.2640 OF 2024**

Balkrishna Sadashiv Thakur (Deceased) Nitin  
Balkrishna Thakur and Ors.

.. Petitioners

**Versus**

Shashkiala Sadashiv Thakur and Ors.

.. Respondents

.....

- Mr. Vaibhav S. Kulkarni, Advocate for Petitioners.

.....

**CORAM : MILIND N. JADHAV, J.**

**DATE : MARCH 08, 2024**

**P.C.:**

- 1.** Mentioned. Not on Board. Taken on Board.
- 2.** Heard Mr. Kulkarni, learned Advocate for Petitioners.
- 3.** Perused the praecipe dated 08.03.2024 and Writ Petition.
- 4.** Petition assails order dated 22.12.2023 passed in Miscellaneous Civil Appeal No.112 of 2023 which reverses order dated 01.08.2023 passed by learned Trial Court below Exhibits-5 and 30 in Regular Civil Suit No.57 of 2018. Parties will have to be heard.
- 5.** An arguable case has been made out by Mr. Kulkarni for issuance of notice to Respondents.
- 6.** Hence, issue notice to the Respondents. Humdast permitted.  
In addition to Court's notice, Petitioners are directed to serve the Respondents a copy of this order and copy of the Writ Petition and

inform them about the next date of hearing by any permissible mode of service and file appropriate affidavit of service with tangible proof thereof. Respondents are directed to file Affidavit-in-Reply to the Writ Petition on or before the next date.

**7. Stand over to 26<sup>th</sup> March, 2024.**

H. H. SAWANT

**[ MILIND N. JADHAV, J. ]**

HARSHADA  
HANUMANT  
SAWANT

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Date: 2024.03.12  
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