



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

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SECOND APPEAL NO.621 OF 2012

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
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Mr.U.B.Nightot for the appellant

Mr.Rahul S.Bhatnase i/b Mr.Sandip Shinde
for respondent no.1

CORAM : K.K.TATED, J.

DATE : 11/12/2013

PC:

1 Heard the learned counsel for the parties.

2 Admit

3 Substantial question of law involved in the present Second Appeal are as under

“a Whether courts below are justified in holding that Respondent no.1 plaintiff is entitled for decree of specific performance of oral agreement and perpetual injunction?

b Whether both the Courts below considered the pleadings in Regular Civil Suit No43 of 1996 filed by respondent



no.1 and in Special Civil Suit No.1862 of 1996 i.e. Regular Civil Suit No.161 of 2001 filed by the appellant for possession of suit property on the basis of sale deed dt.29.6.1995.”

4 Appellant to file private paper book within one year from today, failing which Second Appeal shall stand dismissed without referring back to the court.

5 Printing dispensed with.

(K.K.TATED, J.)