

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

SECOND APPEAL NO.430 OF 2018

Bhagwat Gabaji Navale .. Appellant
Versus
Leelabai Yadav Raktate And Ors. .. Respondents

**WITH
SECOND APPEAL NO.496 OF 2019
WITH
CIVIL APPLICATION NO.1193 OF 2019
IN
SECOND APPEAL NO.496 OF 2019**

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- Mr. Aniket N. N. Singh, Advocate for Appellant.
 - Mr. Sanjay P. Shinde, Advocate for Respondent No.4.
 - Mr. Sachin Vajale, Advocate for Respondent No.5 – Corporation.
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CORAM : MILIND N. JADHAV, J.

DATE : APRIL 09, 2026

P.C.:

1. Heard Mr. Singh, learned Advocate for Appellant; Mr. Shinde, learned Advocate for Respondent No.4 and Mr. Vajale, learned Advocate for Respondent No.5 – Corporation.

2. Mr. Singh is impressing upon the Court that Second Appeal should be heard by the Court finally especially in view of the fact that order dated 02.04.2025 has been passed by this Court. Despite this Court reasoning with him that an adequate opportunity is required to be given to the other side to get ready in the matter as a new Advocate has been briefed and a request is made to Court, he is insisting on hearing the Second Appeal. The request made by Mr. Singh is rejected

in view of the fact that two Review Petitions have now been filed seeking review of the order of impleadment of Appellant as Appellant in place of original Appellant.

3. These Review Petition and Interim Application are not shown on board. They are Review Petition (Stamp) No.10160 of 2026 with Interim Application (Stamp) No.10162 of 2026 in Interim Application No.7282 of 2025 in Second Appeal No.496 of 2019 and Review Petition (Stamp) No.10150 of 2026 alongwith Interim Application (Stamp) No.10157 of 2026 in Interim Application No.999 of 2026 in Second Appeal No.430 of 2018.

4. There is delay of 20 days according to Review Petitioners and Applicant and 450 days according to Respondent.

5. Those Review Petitions and Interim Applications shall be placed before the Court on the next adjourned date.

6. Unless and until Review Petitions and Interim Applications are heard by this Court, the hearing of Second Appeal needs to be deferred because impleadment of Appellant is itself under challenge in Review Petitions.

7. Subject to the orders passed in the Review Petitions and Interim Applications, these Second Appeals shall thereafter be listed on board and heard as per law according to its turn. Parties are directed

to complete their pleadings in the Review Petitions without recourse to Court. Reply to be filed within a period of four weeks from today. Rejoinder, if any to be filed within a period of two weeks thereafter. Let the Review Petitions be placed for hearing on **11th June 2026**.

H. H. SAWANT

[MILIND N. JADHAV, J.]

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