

HARSHADA H. SAWANT
(P.A.)

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

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

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- Mr. Aniket Singh, Advocate for Appellant.
 - Mr. Prathamesh T. Bhanuwanshe, Advocate for Respondent No.4.
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CORAM : MILIND N. JADHAV, J.

DATE : APRIL 02, 2026

P.C.:

1. Heard Mr. Singh, learned Advocate for Appellant and Mr. Bhanuwanshe, learned Advocate for Respondent No.4.

2. It is clarified that these Second Appeals have been pending since the year 2017 after which they have been filed. They were numbered in the years 2018 – 2019.

3. It is an irony that whenever, matters have been listed they has been adjourned.

4. In the interregnum, some of the parties have expired and legal heirs have been brought on record.

5. Mr. Singh for Appellant has filed draft substantial questions of law which arise in present Appeal. The impugned judgement dated 05.01.2016 passed by learned Appellate Court passed in Regular Civil Appeal No.14 of 2010 is appended at page No.9 whereas the judgement dated 30.11.2009 of the Trial Court passed in Regular Civil Appeal No.232 of 1983 is appended at page No.42.

6. Considering that there is split verdict between Trial Court and learned Appellate Court, this Second Appeal will have to be heard. Parties should not take adjournment on the next adjourned date.

7. Appellant is ready to go on with the matter. If Respondents are not present this Court shall hear the matter and pass appropriate orders in accordance with law.

8. Stand over to **09th April 2026 at 03:00 p.m..**