

Amberkar

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

CIVIL REVISION APPLICATION NO. 126 OF 2023

Kirit Murji Shah .. Applicant
Versus
Milan Laxmidas Samani & Ors. .. Respondents

• Mr. Hasanuddin S. Ansari for Applicant

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

.....
DATE : JUNE 24, 2024

P. C.:

1. Not on board. Mentioned. Taken on board.
2. Perused the praecipe dated 24.06.2024.
3. Heard Mr. Ansari, learned Advocate for Applicant.
4. Present CRA challenges the decree passed by the learned Trial Court in Suit No. 649/2013 as informed by Mr. Ansari. He would submit that CRA was filed by the previous Advocate appearing for Defendant (Applicant herein) who desired to challenge the decree. He would submit that to challenge the decree, First Appeal is to be filed as the same is maintainable against the decree and CRA has been filed inadvertently.
5. In view of the above, Applicant in the present CRA is permitted by this Court to carry out necessary amendment within a period of one week in the CRA and convert it into a First Appeal. Registry is

thereafter directed to register the First Appeal afresh. Re-verification stands dispensed with. If any Court fees are payable the same shall be paid by Defendant in accordance with law and the Registry shall accept the same.

6. With the above directions, the CRA is disposed.

[MILIND N. JADHAV, J.]

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Digitally signed
by RAVINDRA
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AMBERKAR
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2024.06.24
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