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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
SECOND APPEAL (ST) NO. 26032 OF 2023
WITH
INTERIM APPLICATION NO. 18004 OF 2023
IN
SECOND APPEAL (ST) NO. 26032 OF 2023

M/s. R.P. Enterprises ... Appellant/Applicant
vs.
Smt. Sunanda Mukund Deshmukh and ... Respondents
Ors

Mr. Girish Godbole a/w. Mr. Kaustub Thipsay, Ms. Aishwarya Shinde
and Mr. Prasad Nagargoje, for Appellant.

Mr. Sagar A. Joshi, for Respondents.

CORAM : GAURI GODSE, J.

DATED : 24th JULY 2024

ORDER:

1. Learned senior counsel for the appellant submits that by order dated 21st December 2023, notice for final disposal is already issued. He submits that the questions of law framed in ground nos. A to F arise for consideration of this Court.

2. The Second Appeal raises the following substantial questions of law:

I) Whether the grounds raised by the plaintiff are within

the parameters of Section 14 of the Limitation Act, 1963 for seeking exclusion of time on the ground of earlier proceedings?

II) Whether the learned First Appellate Court has not properly appreciated the settled principles of law for applicability of Section 14 of the Limitation Act, 1963?

3. Mr. Joshi, learned counsel for the respondents waives notice to respondents for final disposal on the aforesaid questions of law.

4. Learned counsel for the appellant shall file a private paper-book within two weeks from today.

5. Learned counsels for the parties are at liberty to circulate their compilation of judgments relied upon alongwith the points of arguments in brief.

6. List the Second Appeal for final disposal on 25th September 2024.

(GAURI GODSE, J.)